

# **Licensing Sub-Committee**

## **Agenda**

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<b>Date:</b>	<b>Thursday, 29th April, 2010</b>
<b>Time:</b>	<b>10.00 am</b>
<b>Venue:</b>	<b>Middlewich Civic Hall, Civic Way, Middlewich CW10 9AS</b>

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The agenda is divided into 2 parts. Part 1 is taken in the presence of the public and press. Part 2 items will be considered in the absence of the public and press for the reasons indicated on the agenda and at the foot of each report.

### **PART 1 - MATTERS TO BE CONSIDERED WITH THE PUBLIC AND PRESS PRESENT**

1. **Appointment of Chairman**

To appoint a Chairman for the meeting.

2. **Declarations of Interest**

To provide an opportunity for Members and Officers to declare any personal and/or prejudicial interests and for members to declare if they have pre-determined any item on the agenda.

3. **The Cheshire View, Mow Cop** (Pages 5 - 74)

To consider an application for a variation to an existing premises licence under Section 34 of the Licensing Act 2003 in respect of The Cheshire View, Mow Cop.

4. **The King's Arms, Queen Street, Middlewich** (Pages 75 - 122)

To consider an application for the review of a premises licence under Section 51 of the Licensing Act 2003 in respect of the King's Arms, Queen Street, Middlewich.

### **PART 2 – THERE ARE NO PART 2 ITEMS**

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For requests for further information

**Contact:** Julie Zientek

**Tel:** 01270 686466

**E-Mail:** [julie.zientek@cheshireeast.gov.uk](mailto:julie.zientek@cheshireeast.gov.uk)

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## CHESHIRE EAST COUNCIL

## PROCEDURE FOR HEARINGS – LICENSING ACT 2003

The Licensing Committee

The full Licensing Committee consists of fifteen elected Members of the Council. From this full Committee will be drawn sub-committees of three members to deal with licensing functions under the Licensing Act 2003. The Chairman and Vice Chairman of the Licensing Committee shall have the discretion to refer a matter up to a hearing of the full Licensing Committee.

Officers at Hearings

- **The Committee Officer** introduces all parties and records the proceedings
- **The Legal Adviser** provides independent advice to the Members on legal matters and procedure.
- **The Licensing Officer** will introduce the matter and outline the application; the officer will also answer any questions Members may have.

PROCEDURE

**NOTE: If the Sub-Committee has not already elected a Chairman, that will be the first item of business.**

<b>1</b>	<b>Chairman</b>	The Chairman will: (i) call the matter to be considered; (ii) call for any declarations of interest; (iii) ask all parties to introduce themselves; (iv) summarise the procedure to be followed at the hearing; (v) will consider any request made by a party for another person to appear at the hearing; (v) will advise the parties of any maximum period of time in which it has to present its case (if a maximum is imposed this shall be equal for all parties).
<b>2</b>	<b>Licensing Officer</b>	Will introduce and summarise the application, highlighting areas of contention or dispute.
<b>3</b>	<b>Committee Members</b>	May ask questions of the Licensing Officer
<b>4</b>	<b>Applicant</b>	Will present his/her case, calling witnesses, as appropriate.  <i>(If necessary, applicant will produce any notices required by law. Legal Adviser will draw attention to this if required.)</i>
<b>5</b>	<b>Responsible Authorities (who have made representations)</b>	Each in turn may ask <u>questions</u> of the applicant, by way of clarification.

6	<b>Local residents</b> (ie. defined as “interested parties”)	To be invited to ask <u>questions</u> of the applicant, by way of clarification.  <i>It is normal practice for a spokesperson only to speak on behalf of a group of residents.</i>
7	<b>Committee Members</b>	Each in turn may ask <u>questions</u> of the applicant.
8	<b>Applicant</b>	May make a <u>statement</u> or ask his witnesses to clarify any matters which he feels are unclear, or may have been misunderstood.
9	<b>Responsible Authorities</b>	Will make their representations.
10	<b>Applicant</b>	Or his representative or witnesses to ask <u>questions</u> of Responsible Authorities represented at the meeting, by way of clarification.
11	<b>Local residents</b> (ie. defined as “interested parties”)	May ask <u>questions</u> of the Responsible Authorities represented at the meeting, by way of clarification.  <b>(Note: This is not the point at which local residents should be stating their objections.)</b>
12	<b>Committee Members</b>	May ask <u>questions</u> of the Responsible Authorities represented at the meeting
13	<b>Local residents</b> (ie. defined as “interested parties”)	The local residents who are objecting to the application will be invited <b><u>to make observations on the application</u></b> and present the bases of their objections.
15	<b>Applicant</b>	Or his representative or witnesses may ask <u>questions</u> of the Local Residents, by way of clarification.
16	<b>Committee Members</b>	May ask <u>questions</u> of the Local Residents.
17	<b>Chairman</b>	To invite both <b>Responsible Authorities</b> and <b>Local Residents</b> to make their closing addresses.
18	<b>Applicant</b>	Or his representative will <u>briefly summarise the application</u> and comment on the observations and any suggested conditions.
19	<b>Committee</b>	<u>Will retire</u> to consider the application. The Committee may request the Legal Advisor to advise on legal issues.
20	<b>Committee</b>	Will return to <u>give its decision</u> , with reasons, which will be announced by the Chairman and subsequently confirmed in writing to the applicant and to all the parties that made representations.

		In cases where a decision cannot be given at the end of the hearing, parties will be advised of the decision within five working days.
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**Notes**

1. The hearing shall normally be held in public. There may be occasions on which the Committee find it necessary to exclude members of the press and public; any such decision will be taken on the basis that the public interest in doing so outweighs the public interest in the hearing, or that part of the hearing taking place in public.
2. The Chairman may require any person behaving in a disruptive manner to leave the hearing and may (a) refuse to permit that person to return, or (b) permit him/her to return only on such conditions as the authority may specify, but any such person may submit in writing any information which they would have been entitled to provide orally if they had not been required to leave.
3. Prior to the hearing each party shall have given notification and served documentation (eg statements of witnesses or reports of experts) as required. Late representations and evidence will only be considered with the agreement of all parties.
4. Anyone entitled to be heard may be represented by any person, whether or not that person is legally qualified.
5. Hearsay will be permitted but the Sub-Committee will be reminded to give it appropriate weight.
6. Due note shall be taken of the provisions of the Hearings Regulations 2005.
7. The Chair may, in the interests of expediency or convenience of the parties, vary the procedure from time to time, provided notice is given to the parties and the rules of natural justice are observed.

## SUMMARY OF PROCEDURE

- 1 Chairman appointed (if this has not been done previously).
- 2 Chairman to call for declarations of interest and request that all parties introduce themselves.
- 3 Chairman summarises the procedure for the hearing
- 4 The Licensing Officer summarises the application
- 5 Applicant to present his/her case.
- 6 Applicant to be questioned by all parties (to clarify points only) following which, he/she can clarify any other matters which he/she feels may have been misunderstood when the application was presented.
- 7 Applicant to be questioned by the Committee.
- 8 Responsible Authorities to make their representations following which they can be questioned by all parties by way of clarification.
- 9 **Local residents** (defined as interested parties) will be invited to present the bases of their objections, following which they can be questioned by all parties by way of clarification.
- 10 The applicant will be invited to sum up his/her case
- 11 Committee/Sub-Committee withdraws to make its decision
- 12 Committee/Sub-Committee returns to announce its decision to all present.

## CHESHIRE EAST COUNCIL

### LICENSING COMMITTEE

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**Date of meeting**      29<sup>th</sup> April 2010

**Report of:**              Vilma Robson Licensing Officer  
**Title:**                      Variation of Premise Licence  
                                    The Cheshire View, Mow Cop. ST7 3NP

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#### **1.0 Report Summary**

- 1.1 The purpose of the report is to provide details of an application for the variation of an existing Premises Licence under section 34 of the Licensing Act 2003 ('the 2003 Act'). It outlines the current licence authorisations together with the evidence presented by the parties in relation to the application.

#### **2.0 Recommendations**

- 2.1 The Licensing Committee is requested to:
- 2.1.1 consider the variation application and any relevant representations received; and
- 2.1.2 determine what steps, if any it considers are necessary for the promotion of the licensing objectives.

#### **3.0 Reasons for Recommendations**

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

#### **4.0 Wards Affected**

- 4.1 Sandbach East & Rode Ward

#### **5.0 Local Ward Members**

Councillor Allcock  
Councillor Bailey  
Councillor Barratt

**6.0 Policy Implications**

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

**7.0 Financial Implications for Transition Costs**

- 7.1 None

**8.0 Financial Implications 2009/10 and beyond**

- 8.1 None

**9.0 Legal Implications**

- 9.1 Where relevant representations are received in relation to an application for the variation of a Premises Licence under section 34, the Licensing Authority must hold a hearing within 20 working days (of the end of the consultation period) to consider both the application and the relevant representations.

- 9.2 Section 35 of the 2003 Act provides that before determining the application, the authority must hold a hearing to consider it and any relevant representations. In accordance with the provisions of section 35 of the 2003 Act, the authority must, having regard to the application and any relevant representations, take such of the steps mentioned in subsection (4) (if any) as it considers necessary for the promotion of the licensing objectives. Sub-section 35(4) provides that the authority may: (a) modify the conditions of the licence; or (b) reject the whole or part of the application;

**10.0 Risk Assessment**

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

**11.0 Background and Options**

- 11.1 Josephine Bedson of The Cheshire View, Mow Cop applied on 4<sup>th</sup> March 2010 to vary the existing licence to allow children accompanied by an adult to remain on the premises until 22:00hrs and to allow extended hours for the sale of alcohol and regulated entertainment as follows:

1. Live Music
2. Recorded Music
3. Anything of a similar Description to that falling within 1 & 2.
4. Provision of Facilities for making music
5. Provision of Facilities for Dancing
6. Provision of Facilities for entertainment of a similar description to that in 5 & 6.
7. Late Night Refreshment



8. Sale of Alcohol

The times applied for in relation to the variation are:

Monday to Wednesday 11:00 – 02:00  
Thursday to Saturday 11:00 – 03:30  
Sunday 12:00 – 02:00

11.2 The licence currently authorises the following activities:

Supply of Alcohol  
Exhibition of a film  
Performance of a play  
Indoor sporting events  
Performance of live music  
Performance of recorded music  
Performance of Dance  
Making Music  
Provision of Facilities for Dancing  
Late Night Refreshment

The times the licence authorises the carrying out of those activities are:

Monday to Wednesday	11:00 – 23:00
Thursday to Saturday	11.00 – 00:00
Sunday	12.00 - 23.30

Friday, Saturday, Sunday and Monday of all Bank Holiday or Public Holiday Weekends, Christmas Eve and Boxing Day until 00:00

A copy of the licence is attached to the report (**appendix A**)

- 11.3 The premise licence holder and designated premises supervisor (DPS) is Mrs Josephine Bedson.
- 11.4 Within the prescribed consultation period in relation to the application, the Licensing Authority received numerous letters of representation; copies of the letters received are attached to the report (**appendix B**).
- 11.5 During the consultation period a representation was also made by Environmental Health who request that conditions are attached to the licence to minimise noise nuisance to those living in the vicinity (**appendix C**).
- 11.6 The Licensing Authority has been advised that Mr Smethurst, (Cheshire Police Licensing Officer) met with Mrs Bedson on 25<sup>th</sup> March 2010 to discuss the variation application. It was agreed by both parties to attach the following conditions to the licence to promote the licensing objectives.
- All licensable activities will cease at 02:00 hours every day.

- The premises will close to the public at 02:30 hours every day.
- There shall be no entry or re-entry allowed into the premises after midnight each night, until after 11:00 hours the following day, unless as a consequence of observing the ban on smoking in public places.
- The proof of age scheme 'Challenge 25' will be operated for all sales of alcohol and the Premises Licence holder shall ensure all people making sales at the premises are be trained in its operation. This requires that where the purchaser, or a person intended to consume the alcohol, appears to be under 25 years of age the person making the sale must require photographic evidence that they are aged at least 18 years of age. This evidence shall be only a passport, photographic driving licence or 'PASS' approved proof of age card. Where a purchaser, or a person intending to consume the alcohol, appears to be under 25 years of age a sale of alcohol shall not be made unless such evidence is produce

11.7 In determining the application, the Licensing Sub-Committee must have regard to representations made by the Premises Licence holder and any representations received from responsible authorities or interested parties. The Committee is required to take such steps (if any) as it considers necessary for the promotion of the licensing objectives.

## **12.0 Overview of Day One, Year One and Term One Issues**

12.1 Not Applicable

## **13.0 Access to Information**

There are no background papers associated with this report.

### ***For further information:***

Officer: Mrs V Robson  
Designation: Licensing Officer  
Tel No: (01270) 686618  
Email: vilma.robson@cheshireeast.gov.uk

## Schedule 12 Part A

Regulation 33,34

### Premises Licence *Congleton Borough Council*

Premises Licence Number

LAPRE/0896/05

**Part 1 – Premises Details**

**Postal address of premises, or if none, ordnance survey map reference or description, including Post Town, Post Code**

Cheshire View Inn  
Top Station Road  
Mow Cop  
Alsager  
Cheshire  
ST7 3NP

**Telephone number**

01782 514211

**Where the licence is time limited the dates**

05.06.2006 -

**Licensable activities authorised by the licence**

Supply of Alcohol  
Exhibition of a Film  
Indoor Sporting Events  
Performance of Live Music  
Performance of Recorded Music  
Performance of Dance  
Making Music  
Provision of facilities for Dancing  
Late Night Refreshment

**Times the licence authorises the carrying out of licensable activities**

All permitted licensable activities

Monday to Wednesday	11:00 - 23:00
Thursday – Saturday	11.00 - 00.00
Sunday	12.00 - 23.30

Friday, Saturday, Sunday and Monday, of all Bank or Public Holidays, Christmas Eve and Boxing Day 11.00 - 00.00

**Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol**

Personal Licence Reference: LAPER/0192/06

Licensing Authority: Congleton Borough Council

**Annex 1 – Mandatory conditions**

- 1 No supply of alcohol may be made under the premises licence: At times when there is no designated supervisor in respect of the licence, or at a time when the designated premises supervisor does not hold a personal licence, or their 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.
- 3 Where children are admitted to the exhibition of films, their admission must be restricted in accordance with recommendations of the licensing authority or a film classification body specified on the licence. If only adults are admitted to the film exhibition, no classification is required.

**Annex 2 – Conditions consistent with the Operating Schedule**

- 1 No customers carrying open or sealed bottles shall be admitted to the premises at any time that the premises are open to the public.
- 2 Alcoholic and other drinks may not be removed from the premises in open containers save for consumption in any external area provided for that purpose.
- 3 A sign will be located at the exit(s) requesting that customers leaving the premises do so quietly and with consideration to neighbours.
- 4 Noise or vibration shall not emanate from the premises so as to cause a nuisance to nearby properties.
- 5 No one under the age of 16 will be allowed to enter or remain on the premises after 21.30.

**Annex 3 – Conditions attached after a hearing by the licensing authority**

None

**Annex 4 – Plans**

The Plan 0896/05 can be viewed at the Licensing Authority

**Part B**

**Premises Licence Summary**  
***Congleton Borough Council***

**Premises Licence Number**

LAPRE/0896/05

**Part 1 – Premises Details**

**Postal address of premises, or if none, ordnance survey map reference or description, including Post Town, Post Code**

Cheshire View Inn  
 Top Station Road  
 Mow Cop  
 Alsager  
 Cheshire

**Telephone number**      01782 514211

**Where the licence is time limited the dates**

05.06.2006 -

**Licensable activities authorised by the licence**

Supply of Alcohol  
 Exhibition of a Film  
 Indoor Sporting Events  
 Performance of Live Music  
 Performance of Recorded Music  
 Performance of Dance  
 Making Music  
 Provision of facilities for Dancing  
 Late Night Refreshment

**Times the licence authorises the carrying out of licensable activities**

All permitted licensable activities

Monday to Wednesday	11:00 - 23:00
Thursday – Saturday	11.00 - 00.00
Sunday	12.00 - 23.30

Friday, Saturday, Sunday and Monday, of all Bank or Public Holidays, Christmas Eve and Boxing Day 11.00 - 00.00

**The opening hours of the premises**

Monday	11:00 - 23:30
Tuesday	11:00 - 23:30
Wednesday	11:00 - 23:30
Thursday	11:00 - 00:30
Friday	11:00 - 00:30
Saturday	11:00 - 00:30
Sunday	12:00 - 00:00

Friday, Saturday, Sunday and Monday, of all Bank or Public Holidays, Christmas Eve and Boxing Day 11.00 - 00.30

**Where the licence authorises supplies of alcohol whether these are on and / or off supplies**

Alcohol is supplied for consumption both on and off the Premises.

**Name, (registered) address of holder of premises licence**

Mrs Josephine Bedson  
Cheshire View Inn  
Top Station Road  
Mow Cop  
Alsager  
Cheshire  
ST7 3NP

**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**

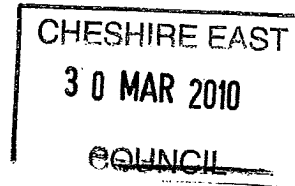
Mrs Josephine Bedson

**State whether access to the premises by children is restricted or prohibited**

Restricted

To: Cheshire East Council  
Licensing Department

Copy to Odd Rode Parish Council



**Re: The Cheshire View Village Pub**  
**Plans lodged by Licensee Josephine Bedson for extended opening hours**

As local residents in Birch Tree Lane, Scholar Green we have been made aware via the announcement in the Sentinel (Monday March 15, 2010) of the application for extended opening hours, up to 3.30am.

For we long-term residents within this rural community we register strong objection to this application. It can only lead to:

- an influx of all-night drinkers from surrounding towns and villages
- unruly behaviour, noise especially during unsocial hours, deposition of litter along approach roads and general environmental breakdown within the area
- an increase in vehicular traffic along approach roads that are governed by 30 mph speed limit (seldom adhered to!) thereby compromising safety throughout the day and night
- a devaluation of property values not only near to the site but also along all approaches to the Cheshire View

We are sure that Council is fully aware of the need to refuse this planning application and we request that Council acts appropriately in the interests of all parties by turning-down the application in its entirety.

Yours Sincerely

Residents of Birch Tree Lane  
Scholar Green

18 March 2010

12 signatures

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Cheshire East Council  
Licensing Department  
Westfields  
Middlewich Road  
Sandbach  
CW11 1HZ

27<sup>th</sup> March 2010

Dear Madam,

For the attention of Vilma Robson

**THE CHESHIRE VIEW LICENSING APPLICATION**

I have been approached by concerned residents of Mow Cop with regard to the application to change the licensing hours of the Cheshire View. Mow Cop is a quiet residential area with an ageing population and residents object very strongly on the following grounds:

- 1) Disturbs the ethos of the village.
- 2) Attracting undesirable people.
- 3) Noise, nuisance and intimidation of residents.
- 4) Possible increase in vandalism.
- 5) Increase in traffic.

We note that there is a request for under 16s to be allowed in the premises if accompanied by an adult, as the adult age is 18; we worry that groups of young people will gather, bringing additional problems.

There are already significant problems in the grounds of the castle after closing time, for which the volunteer wardens get virtually no assistance from Cheshire Police. For this nuisance to migrate to 3am would be totally unfair on them.

Is Cheshire East going to provide greater Police presence in Mow Cop to alleviate this situation?

Yours sincerely,

.Sc MBCS CIP



EAST CHESHIRE COUNCIL

10

MIDDLEWICH ROAD

SANDBACH

CHESHIRE

IT

JT

31-03-10

REF CHESHIRE VIEW, PUBLIC HOUSE.

Dear Sir

We would like to register our objections to the application for extended licensing hours at the cheshire view public house.

This is a rural area not a city with tourists ambitions, my wife and I are retired people like many more around here, the potential noise of comings and goings in the early hours of the mornings would make life pretty miserable.

We do hope that your committee will not give any extended hours, the fact they have applied for such silly hours may well be a ploy to get at least one or two hours more trading at the expense of local quality of life.

yours truly





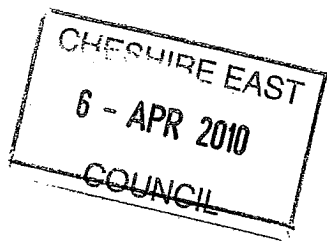
30<sup>th</sup> March 2010

To whom it may concern,

I am writing to you to voice my concerns over plans that have lodged to extend the opening hours of The Cheshire view Village Pub and also to let minors in 'accompanied' by an adult. I feel to let these plans go ahead would ruin a very quiet area. I know about problems in the past with minors being served in the pub which also caused quite a few problems along the road at closing time – vandalism and so on. I want to put my objection forward as I don't want a lovely area being spoilt by ridiculous opening hours which would be much more suited to a club in a big town or city.

Regards

A handwritten signature in black ink, appearing to be 'J. E.', with a horizontal line extending to the right from the top of the 'J'.



27<sup>th</sup> March 2010

Vilma Robson  
Licensing Department  
Westfields  
Middlewich Road  
Sandbach  
CW11 1HZ

Dear Sirs,

RE: CHESHIRE VIEW, MOW COP

As a neighbouring resident, I am writing to protest about plans to grant the above premises extended licensing hours.

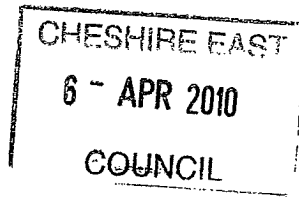
Firstly, in a society where binge drinking is rarely out of the news, does this proposal not encourage drinking to excess and the behaviour associated with it?

I am concerned that if these premises were allowed to trade under such vastly extended opening hours Mow Cop would no longer be a quiet, rural area. Residents would have to suffer public nuisance, such as increased traffic on roads which are already tight and dangerous due to parked cars. As well as this, the extension of opening hours would inevitably increase anti-social behaviour as well as crime and disorder.

In conclusion, I oppose the plans in question in the strongest terms, and quite frankly for a pub in Mow Cop I find the opening hours proposed to be ludicrous! For the reasons discussed above and for the good of the community I urge the rejection of the application.

Yours faithfully,





**Att Vilma Robson**  
Council Licensing Dept  
Cheshire East Council  
Westfields  
Middlewich Road  
Sandbach  
CW11 1HZ

Re: Application for change in pub license – Cheshire View – **I object**

Dear Sirs,

I understand that the *Cheshire View* is requesting extended licensing hours. At the moment the pub's hours are in line with the majority of pubs so there would be no significant reason for additional attendance because of its location. If the hours are extended then the hope is for increased attendance due to the fact that the *Cheshire View* will now be offering something different.

Mow Cop is a village that relies on its position for it to be known as an attractive feature in the locality; it doesn't want to become attractive to people requiring alcoholic input. There has been an effective program put in place by the local Wardens to keep the car park and associated areas around *the Castle* clear of the rubbish left behind by people on drink or drug abuse .... anything that may have a negative impact in our village has to be viewed accordingly.

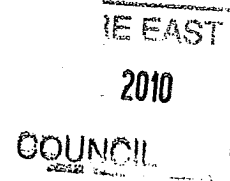
Bearing in mind the location of this pub its name reflects its position on top of a hill; one that cannot be seen during the hours of darkness. Therefore the sole purpose of the later hours is to provide alcohol to a public that will have to use transport to get to the pub. The extended licensing hours can only apply to a bigger catchment area. It will not see an effective increase in local attendance for the obvious reason that the local attendance has been in decline ever since the current licensee has been in occupation. If the proposed changes were being put in place to be of local benefit, I would have no objection but in this instance it is being requested in spite of local views. Therefore I wish to lodge an objection to the proposed changes.

Yours faithfully,

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A handwritten mark, possibly a stylized 'F' or a signature, located below the redacted area.

Vilma Robson  
Licensing Department  
Cheshire East Council  
Westfields  
Middlewich Road  
Sandbach  
CW11 1HZ



Dear Madam

**Re: The Cheshire View Public House, Top Station Road, Mow Cop**

I understand that the above public house has submitted proposals to extend its licensing hours and to allow under 16's admittance up until 10pm.

I would like to make a representation that these proposals are not granted for the following reasons:

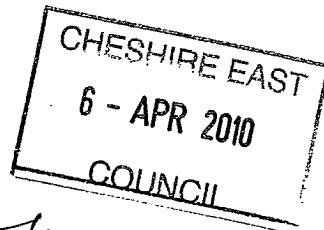
- Additional opening hours would increase the likelihood of disorderly behaviour in a rural area.
- Public safety will be put at risk with users of the public house leaving the premises under the influence of alcohol and driving vehicles on a particularly dangerous section of public highway.
- Increased noise levels creating a public nuisance.
- Increased risk of underage drinking at this premises.

I do hope that this representation will be taken into consideration when the decision is taken whether to grant the licence.

With kind regards

A handwritten signature is visible, followed by a large blacked-out redacted area. Below the signature, there is a small mark that looks like the number '7'.

The Licensing Dept.  
Sandbach.



P.S.O.T).

Cheshire. ~~17/3/10~~

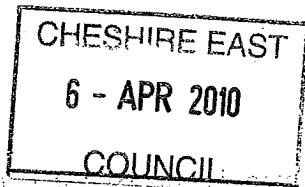
Dear Licensing Officer, We are very concerned regarding the application for a new late licence for 'The Rushmore View' - on Station Bank / Wood St, Macc - Cop. Our major concern is for the young generation it will attract: discos, music, late night drinking will appeal mainly to this group. In an age when 'binge drinking' is of great concern especially to health & safety, we feel this is an absolute encouragement to this way of life. We have experienced young people leaving the pub noisily - no regard to the environment or locals & on an extended licence once, we turned our vehicle into Wood St. to see youngsters lying in the road.

Whilst how they 'get home' is of no real concern for you, we do wonder who is going to monitor / 'police' this situation both within the pub & without.

Again from the safety angle, the pub is situated on a precarious set of roads, ill lit, no pavements for the most part & especially dangerous in winter weather.

A license extending this nature is more fitting to a town, city centre than a rural village and we ask you to give your usual careful perusal to this application.

Yours sincerely,



31<sup>st</sup> March 2010

Cheshire East Council  
Licensing Department

Westfields

Middlewich Road

Sandbach

Cheshire

CW11 1HZ

For the attention of Vilma Robson

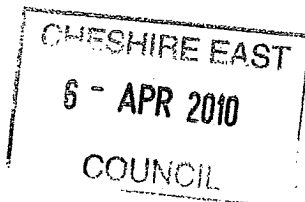
Dear Sirs,

I am writing in response to the proposal of the extension of opening hours at the Cheshire View public house, Mow Cop. I do not feel that this proposal can benefit the residents of Mow Cop at all.

The extension will simply lead to an increase in anti-social behaviour in Mow Cop once the people eventually leave the pub in the early hours of the morning as it will be noisy once they leave and residents of Mow Cop will thus be disturbed. People have congregated at Mow Cop Castle in the summer in the past, in the middle of the night and have thus made nuisances of themselves and if they feel that they can buy drink from the pub at all hours they might go to the castle with the drink and make more noise than they have done previously.

Yours faithfully,





Vilma Robson  
Council licensing Dept.  
Westfields  
Middlewich Road  
Sandbach  
CW11 1HZ

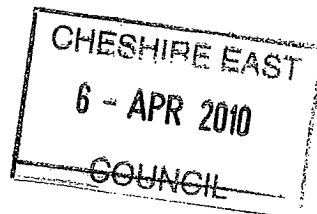
Dear Sirs,

Regarding the application for extended licensing hours at the Cheshire View public house, this has to be a joke. Know a lot of what goes on in there. People come out drunk, take lights out of gardens, shout and swear, fight and then guess what, they go up to the castle to cause even more trouble. I have enough problems in normal drinking hours without more being added to it. I have a milk round in Mow Cop, Started early one morning to get done early, ever had lads lying in front of you in the road, not nice. Taken us years of hard work to try and get Mow Cop a pleasant village to come to, plenty of time to have a drink as it is, please don't destroy all the hard work myself, and the other National Trust Wardens have put in.

Yours faithfully *12/11*

National trust Warden

Council's Licensing Department,  
Westfields,  
Middlewich Road,  
Sandbach,  
Cheshire,  
CW11 1HZ



For the attention of Vilma Robson

Dear Sirs,

Re. Plans to extend opening hours at the Cheshire View Public House submitted by Josephine Bedson

I would strongly object to the extended hours proposed by this application on the grounds that not only is it encoring more drunken behaviour on our streets but also because of the extremely close location this Public House has to the National Trust Monument, which I am sure you are aware is not a closed off site, and therefore would be a magnet for drunken people, who would think it fun to start climbing – in the dark on a totally unsuitable site, not only endangering themselves, but causing considerably noise and disturbance to all the surrounding residents, and the emergency services i.e. the Police when called because of the disturbance, the Fire Brigade to rescue them, and the Ambulance Service if they are hurt.

Yours faithfully,

Att Vilma Robson  
Cheshire East Council  
Licensing Department  
Westfields  
Middlewich Road  
Sandbach  
CW11 1HZ

30<sup>th</sup> March 2010

Att Vilma Robson

**Re: Licensee Josephine Bedson, Cheshire View, Mow Cop**

I am writing with regards to the above request to extend the current licensing for Cheshire View to open from 11am until 3:30am on Thursdays, Fridays and Saturdays and also 11am until 2am Monday to Wednesday.

I have been a local resident for the past 6 years and a significant reason for the move to Mow Cop was to enjoy the quiet and be away from noise, antisocial behaviour and disruption. I am severely concerned about the proposed changes to the license for the Cheshire View.

I have concerns that these increased opening hours will significantly change the number of people accessing the pub, and late hours of people leaving, staying outside due to the smoking ban and spending increased time on the local streets increasing noise. I anticipate that with the change in hours this will encourage increased drinking, increased noise and disruption on the streets and this will be unacceptable to myself as a local resident. Noise from the pub does increase during summer and when there are smokers as they remain on the road and in the garden, and whilst this is acceptable, it will not be should the changes be made to encourage drinking and increased nuisance throughout the night.

I shall anticipate your response with regards to this and trust that my voice as a local resident will be heard.

Regards

Cheshire East Council  
Licensing Department  
Westfields  
Middlewich Road  
Sandbach  
Cheshire  
CW11 1HZ

30 March 2010

Dear Sirs,

I wish to raise an objection to the extension of opening hours for the Cheshire View public house.

This pub is located in a quiet village which is mostly inhabited by families and older people and the increased hours would be of no benefit to the local community. They would only draw numbers of young people from outside the area who wish to drink into the early hours. This would lead to local people having to put up with more noise, bad behaviour and possible vandalism.

If you work for a living, I cannot see how you would be able to stay in a pub until 3.30 am on a Thursday and until 2am Monday, Tuesday and Wednesday

In addition, I also object to children under 16 being taken into a public house at all, unless there is a restaurant on the premises.. Pubs are places for adults to drink, and one of the few places that are currently free of children.

The car parking facilities at the pub are limited, which means more cars parked on the streets making it difficult and dangerous for other road users.

Yours faithfully,

A

Mow Cop  
Stoke on Trent  
ST7 3NR

Tuesday 30<sup>th</sup> March 2010

Copies to Ann Winterton M.P., local councillor, local police

For Attention of:-  
Licensing Officer  
Cheshire East Council  
Westfields,  
Middlewich Road,  
Sandbach,  
CW11 1HZ.

Dear Sir or Madam,

Regarding the recent application made by The Cheshire View Inn, Station Road, Mow Cop, Stoke on Trent, to increase their licensing hours and allow under 16's in until 10pm each night.

As one of the residents in closest proximity of The Cheshire View Inn, **we strongly object to this application and are making a representation against it.**

In line with your "Guidance for interested parties" "Making Representations" Page 3, The licensee has **not** adhered to the required advertising of her application outside the Cheshire View, i.e. placing the pale blue notice **prominently** where it can be **conveniently** read from the exterior (it is in the porch of the pub), **also** there are **no** other signs anywhere around the perimeter of the pub where they can be seen easily from the pavement or road. (The only reason we came to hear of the application was that someone anonymously put a note through a neighbour's door).

**Our concerns are: (from previous and current experiences during the last 4 years)**

Noise & music to the early hours. Car doors banging and taxi's using their horns.

Verbal Abuse from drunken people leaving the pub, both day and night.

Aggressive behaviour and fights by people leaving the pub especially younger people.

Noise and bad language from people using the beer garden and front doorway of the pub as a smoking area.

Broken bottles, cans, glasses have previously been thrown onto our premises and smashed on to the house.

People urinating in the road and in residents gardens on their way home from the pub.

Weapons i.e. a baseball bat was also found hidden in our garden, left there ready for use should a fight break out later!

**As regards the application for accompanied under 16's to be allowed in the pub to 10pm.**

We do not feel this is in accordance with your licensing objective of "the protection of children from harm" because:-

The "accompanying" adult could just be another 18 year old supervising a number of under 16's.

Children would be in an environment where alcohol is readily available, this being "the exclusive or primary purpose of these premises" (even if it is not sold to them by the pub, we

have previously seen youngsters hiding bags of bottles of alcohol in nearby fields and keep sneaking back to refill their containers).

We do not feel that the "allowed in to" time of 10pm could be policed at all.

It must be recognised that this is a rural village pub in a rural community and **not** a city centre night spot. We do **not** have the luxury of a police station around the corner to protect residents and property when trouble starts.

We have lived in this property since 1983 and it is only since the present licensee Josephine Bedson has been here that we have ever had any problems. When approaching her when we had problems with under age drinkers at the pub, she just commented that we shouldn't live near a pub then.

She has no regard or respect for anyone or anything around her, she is **not** a **responsible** licensee and have heard that she spends most of her time away from the pub working as a chef in another establishment, leaving the running of The Cheshire View to others. We appreciate that times are tough for lots of public houses but if she put in as much effort to get local people into her pub as she has done in alienating them, she would have a very successful business without the need for these ridiculous opening hours.

We have previously complained to the brewery and environmental health about the problems we had and felt that as residents we were unsupported. If this variation of the licence is granted then everything would get worse not better and the residents will suffer and find it very difficult to get any help with the problem later, once the license has been granted.

We feel that the present Licensee has flouted all 4 of the licensing objectives over the last 4 years and hope you will give the residents due consideration as in The Licensing Act 2003 sec 8.3 "rights of local residents to peace and quiet"

Yours Sincerely

[Redacted signature]

BY HAND DELIVERY

27 March 2010

Cheshire East Council  
Licensing Department  
Westfields  
Middlewich Road  
Sandbach  
Cheshire  
CW11 1HZ

For the attention of Vilma Robson

Dear Sirs

Application for Change to Licensing Hours – Cheshire View Public House, Mow Cop

We write in connection with the above proposals, which I would point out, very few people approached seemed to be aware of.

We wish to lodge an objection to the changes that are proposed as it is considered that these will be detrimental to the area of Mow Cop on the following grounds:-

1. Surely a closing time of 3.30am will cause disturbance to residents in the area, whether the customers leaving the Cheshire View at that time are in vehicles or on foot. These people have got to transport themselves through the surrounding residential area creating noise and possibly vandalism. As Mow Cop is situated on a hillside residents are already aware that noise carries and during summer months, when residents have bedroom windows open, this is going to disturb their rest.
2. In towns, when clubs are open until the early hours of the morning, there is a large police presence on hand to minimise any trouble caused by people who have become intoxicated. Can Cheshire East Council guarantee that we will be afforded the same police presence on the nights in question or will it be a case of looking after ourselves, as is the norm. After all, we do pay Council Tax at the same rate as residents of nearby Congleton. There is also the risk that, due to the location of the public house in question, customers will feel able to leave the property in vehicles, having consumed alcohol, as they will know that it is very rare for there to be a police presence in such an out of the way area, who may breathalyse them.
3. There is a National Trust property close by and throughout most of the year, and especially during summer months, problems are already experienced by residents and the volunteer wardens (myself being a

volunteer warden) during the period following the closing time of public houses. The area of Mow Cop Castle is a very rocky terrain and many accidents have occurred to visitors who are not intoxicated. Any persons visiting the National Trust property following the closure of The Cheshire View, who are intoxicated, would certainly be at risk of serious injury, especially during the hours of darkness. \* \*


4. It is felt that the new licensing hours, as proposed, will, in a lot of cases, bring undesirable persons to the area and as we do not have a high police presence the residents of Mow Cop would be very vulnerable as, even if the police needed to be called, any persons causing a problem would have moved on by the time of their arrival.
5. With regard to under 16's being allowed in the premises if accompanied by an adult, is this not going to encourage alcohol being consumed by a certain percentage of such under 16's. In a country which, at its own admission, is already in a sorry state due to under-age drinking surely it is a naïve assumption to believe that drinking under the age of consent will not take place.

We, at Mow Cop, have a long history of problems caused by visitors to the area, usually drink or drug related. Whereas in a lot of cases, visitors cause no problems at all, we can't help but feel that the type of persons who would be in the area due to the fact that they can drink until 3.30am would not, we feel, be the sort of visitors we need.

We would ask members of Cheshire East Council to take a sensible view of these proposals and ask themselves, if it was on their doorstep would they be considering giving permission. Please give the residents of Mow Cop your support and vote against any such proposal having considered the above objections and purely on the basis of common sense.

Yours faithfully

/







St

I have received with great concern of the application of Josephine Beeson of the Cheshire View to remain open till 3-30 AM on Thurs - Sat and 2 AM Mon - Wed and also till 2 AM Sundays. As a <sup>local</sup> resident I find this totally unacceptable. This is a rural area with several elderly residents whose peace and way of life will be greatly affected by this proposal.

I would like to ask that you give ~~this~~ the residents of this area the consideration we deserve. We have lived here many years.

Yours in anticipation

COUNCIL

schier vn homme d'estre juste, sage, et vaillant, et le Riches

Mow - Cop

STOKE-ON-TRENT

STAFFS

CHESTER EAST  
30 MAR 2017  
COUNCIL

Dear Vilma,

With reference to the four licensing objectives, I give below my strong objections to the application

1/ The prevention of crime and disorder  
E.G. The closeness of my property to the CHESHIRE VIEW. The possible vandalism and anti social behaviour.

2/ Public safety in relation to possible parking. Problems outside my property relating to the road incline.

3/ Public nuisance from noise in the early hours of the morning close to my property.

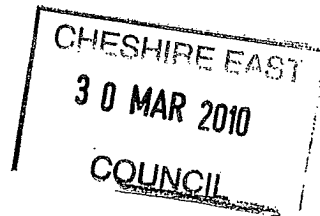
4/ The location of the CHESHIRE VIEW is a Dangerous area for children to wander without close supervision.

I hope you will take my objections  
seriously

Yours sincerely

~~John~~

Vilma Robson  
Licensing Department  
Cheshire East Council  
Westfields  
Middlewich Road  
Sandbach  
CW11 1HZ



Monday 29<sup>th</sup> March 2010

Dear Ms Robson

**RE: Licensing application The Cheshire View, Mow Cop, Licensee Josephine Bedson**

With reference to the above application I would like to lodge an objection. Mow Cop is a small rural and historic village and I am concerned that should the Cheshire View Pub, which is situated in the heart of the village, is allowed to open until 2am Monday to Wednesday and 3.30am Friday to Sunday, that it is likely to have a detrimental effect upon the local community

With specific reference to the licensing objectives

1. The Prevention of Crime and Disorder
2. Public Safety
3. The prevention of Public Nuisance
4. The protection of children from harm

According to reports increased drinking hours, as seen mainly within city and town centres, also bring with it an increase in alcohol fuelled crime and disorder, additionally national statistics show that most street violence, and domestic violence is fuelled by alcohol.

With the rural location of the Cheshire View, increased opening hours, obviously gives the opportunity for longer drinking hours and the knock on effect of an increase in violence, Anti Social Behaviour and general noise nuisance that appears to go hand in hand.

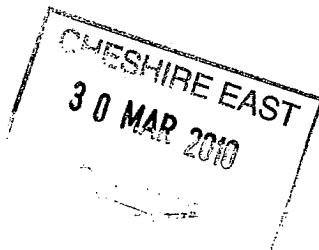
I would anticipate that this would also mean an increase in issues when users of the pub are walking home through the village in the early hours of the morning including noise, anti social behaviour and damage to vehicles, (with reference to the latter a lot of domestic vehicles in the village are parked on the lanes, to compound this large sections of the village do not have pavements, which is expected in rural locations).

Additionally I would anticipate increased traffic through the village's narrow lanes, bringing with it additional noise, congestion and parking issues.

I would suggest that opening times such as these are more appropriate for urban environments where the infrastructure and multi agency approaches are in place to tackle the associated violence, ASB and noise issues that tend to arise

Yours sincerely

A stylized, handwritten signature in black ink, appearing to be a capital letter 'E' with a horizontal stroke extending to the left.



29/03/10

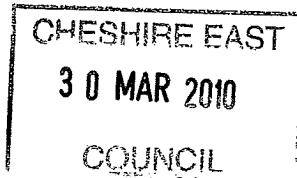
Dear Sir,

I am writing to voice my objection over the change in licensing hours of the Cheshire View Public House. As a resident of Top Station Road I feel that it is inappropriate to have a public house open until 3am in the morning on three nights a week and 2am on Monday to Wednesdays in a rural residential area.

My concern is the effect the lengthening of the licensing hours will have on the surrounding neighbourhood. Lengthening the time of alcohol consumption, could have a catastrophic effect on safety in the area, increasing crime and creating greater problems with public nuisance.

I hope my objection will be given serious reflection and that the safe guarding of our rural community has been taken in to consideration. Community cohesion is vitally important and care needs to be taken to protect all residents from anti social behaviour which is often fuelled by the consumption of alcohol.

Yours faithfully,



1 2010.

Dear Sirs,

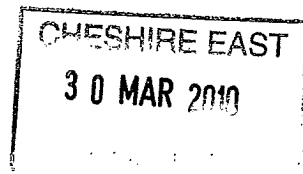
Our attention has been drawn to the request to extend the licensing arrangements for the Cheshire View Public House in Mow Cop. The requested opening hours would not seem appropriate for the following reasons:

- Close proximity to local residences
- This is a rural residential area not a town centre location
- As a result of being in a rural location, the area does not benefit from actively monitored CCTV coverage and late night policing cover.
- There is a limited local catchment for the proposed venue
- Extending opening is expected to attract customers from outside the village resulting in increased late night traffic in an area offering limited off street parking and access only via narrow country lanes.
- The road serving this location amongst the narrowest and steepest in the county. Driving under daylight conditions when familiar with the area is challenging, driving in the dark and or bad weather conditions presents danger to drivers and other road users.
- Access roads to and from the village do not benefit from footpaths.
- There is no late night public transport and we are not served by a local taxi rank therefore most patrons not from the village will be required to drive to and from the location.

As a result of the above points we do not consider extended late night opening to be appropriate for this location. As a resident in very close proximity and therefore directly impacted by this application we would like to formally register our strong objection to the proposal to extend the licensing hours.

Yours sincerely

A handwritten signature in dark ink, appearing to be 'J. Smith' or similar, written over a horizontal line.



Mow Cop  
Stoke-on-Trent  
[REDACTED]

27 March 2010

Dear Sirs

Application for increased licensing hours  
Cheshire View Public House, Station Road , Mow Cop

I am writing in respect of the application made by the licensee, Josephine Bedson, of the Cheshire View public house to extend the opening hours of the premises.

I understand that the application is for opening hours of:-

Mon – Wed	11 am > 2 am
Thur – Sat	11 am > 3.30 am
Sun	11 am > 2 am

As a resident of Mow Cop, and living in the close vicinity of the public house, I wish to register my objections to the above mentioned proposals. I would mention that as an elderly resident I would appreciate it if my name and address were not made public at any meeting to discuss the application.

It is my opinion that the opening hours proposed are more relevant to premises within a city or town centre and not appropriate to a smaller community public house...

In order to sustain such extended hours I believe the intention must be to attract custom from outside of the local community which will in my opinion give rise to matters affecting public safety. In particular my concern relates to the road network in the vicinity of the premises. The roads are predominantly narrow lanes which, due to the topography of the area, are severe gradients. There have in the past in the vicinity of my property been incidents of motor vehicles colliding with the stone walls of field boundaries, and on one occasion, causing damage to the wall of my own



property. I feel that there can only be a probability of such incidents increasing with extended opening hours.

My other main concern relates to crime and disorder relating to extended opening hours.

In the past year my own property has, late at night, suffered from acts of vandalism.

In one instance paint was sprayed onto the front wall of my house.

On a second occasion a stone garden pot measuring approx 45 cm x 45 cm x 45 cm was removed from the front garden of my property and dropped in the lane outside resulting in the pot breaking into several pieces. This debris was left in the road overnight causing a danger to traffic until I noticed it the following morning and at the age of 86 years did my best to remove it from the road. Whilst I accept that I cannot prove that the above acts were carried out by customers from the public house the time of the incidents, after closing hours leads me to that conclusion.

In summary I feel that it is inevitable that in increasing the opening hours of the public house it will be the publican's intention to attract customers from a wider area than from the local community. As stated I feel this will be detrimental to public safety by increasing traffic late at night due to the nature of the local road network.

I also fear that by being given extended hours to consume intoxicating liquor it will lead to more potential public nuisance and the probability of additional crime and disorder when people are leaving the premises.

I should be pleased if you would take my concerns into consideration when you are deciding on the application for extended opening hours at the public house.

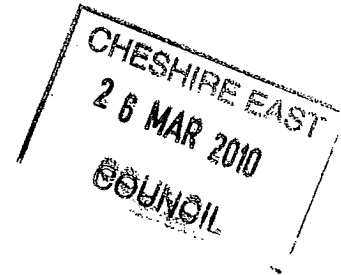
Yours faithfully

[Redacted signature]

[Redacted address]



TO SERVE AND SUPPORT SINCE 1977



24th March 2010

Vilma Robson,  
Licensing Dept.,  
Cheshire East Council,  
Westfields,  
Middlewich Road,  
Sandbach.  
CW11 1HZ

Dear Ms Robson,

Re: Licensing hours at Cheshire View Public House, Mow Cop

The Mow Cop Residents' Association (MCRA) have been contacted by a number of concerned residents in relation to the application by the Cheshire View Public House to significantly extend their opening hours. The MCRA would like to support the residents in their objection to these proposals for the following reasons:

1. This is a quiet rural location, which we wish to maintain, with an older than average population who would not make any use of the extra opening hours.
2. There is already one public house in the village (The Crown, Mount Pleasant) with extended opening hours which caters for those few locals and outsiders who wish to drink at a later hour.

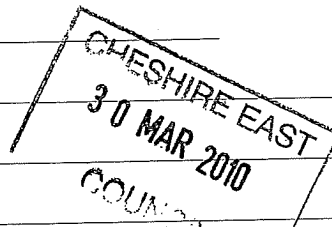
The MCRA and those local residents who have contact us therefore see no reason for the application to be approved.

Yours sincerely,

28.3.2010

Dear Madam or Sir

We would like to object to the re licensing time at the Cheshire View public house Mow Cop. We are thinking of the increase of Traffic throughout the night and any drunken misbehaviour, we have got to think of the older people of Mow Cop who live on there own, we will need police at night which we don't have know, this will mean more money to be found by the village and if there be any damage done who will put it right, guess ourselves.

Yours Sincerely,  
[REDACTED]

Stanford  
28 March 2010.

Congleton Borough Council,  
Licensing Department,  
Westfields,  
Middlewich Road,  
Sandbach,  
Cheshire, CW11 1HZ.

For the attention of Ms Vilma Robson.

Dear Ms Robson,

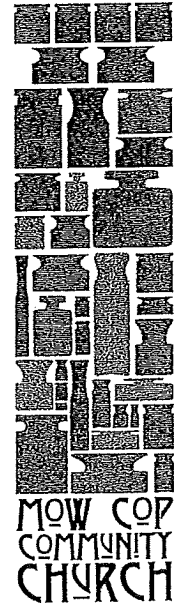
I strongly object to the proposed plan for The Cheshire View  
Public house to open from 11am to 3-30 am on Thursdays, Fridays and Saturdays.  
And also Midday to 2am on Sundays.

I also object to the Condition to allow accompanied under 16s to  
Go to The Cheshire View until 10pm every night unless accompanied by their parents.

These proposed plans will cause noise by cars and motorcycles  
revving up and probably speeding along the narrow and dangerous roads in Mow Cop.  
It will also cause drunkenness which leads to fights, crime and general damage  
Particularly to local properties.

If these plans are granted properties in the area will be devalued.  
This is a semi rural area and totally unsuitable for a Public House with these proposed  
opening hours. There is also the danger that loud music will be played and in effect a  
Night Club will result.

Yours Sincerely.



CHESHIRE  
30 MAR 2010  
GOLING

**Dear Vilma Robson**

I have been asked by the Church council to express our opposition to the applications made by the licensee of the Cheshire View Public House, Mow Cop.

As I am sure you are aware, Mow Cop is and always has been a quite village community. Those who have lived here for many years would wish it to remain so, those who have moved here in more recent times have done so seeking out such a community in which to live. The proposals for extended drinking hours in particular, in our view pose a significant risk to the undermining of this much treasured way of life within our community. Such an application is not in keeping with the village life of Mow Cop and the licensing objective of the prevention of a public nuisance would not be fulfilled.

We are also concerned that the plans will lead to an increase in drink driving. The location is remote and not one where taxis are readily available. The times applied for would suggest that they seek to attract people who will be drinking more than the legal limit for driving. Any increase in traffic to a quiet village at these times would be most unwelcome and the licensing objective of the prevention of crime and that of public safety would not be fulfilled.

We would also like to register our opposition to the proposal to allow accompanied under 16's at certain hours. This will serve to heighten the problems of underage drinking in our community, and the licensing objective of the protection of children would, in our view, be in jeopardy.

We respectfully ask that these applications from the Cheshire View be rejected.

**Yours Sincerely**

(On beha

21<sup>st</sup> Mar 2010)

ncil)

MOW COP COMMUNITY CHURCH, TOP

P, STOKE ON TRENT, ST7 3NY.

TEL 01782 522180 WEB [www.mowcopchurch.com](http://www.mowcopchurch.com) E-MAIL [mowcopchurch@tiscali.co.uk](mailto:mowcopchurch@tiscali.co.uk)

REGISTERED CHARITY NO 1052515

For the attention of Selma Robson,  
Cheshire East Council.

Licensing Department

Westfields

17 Middlewich Road.

Sandbach.

CW11 1WZ

29<sup>th</sup> MARCH 2010.

Dear Madam,

'Cheshire View' Licensing Application.

There has already been problems with  
under age drinking regarding those premises and the  
allowance of under 16 year olds if accompanied by an adult.  
mean little, the 18yr olds with a 17 or 16yr old in nearly  
grouping the same together.

This area does not require extra licensing  
hours it serves no purpose to residents and would only  
attract under-18s to the area.

The only people who require extended  
hours are the licensees of the public house, by reason  
of falling trade.

I trust that this application be refused.

Yours faithfully.

Cheshire East Council  
Licensing Dept.  
Westfields  
Middlewich Rd  
Sandbach  
CW11 1HZ

Dear Madam,

For the attention of Vilma Robson

I wish to strongly object to the request of the  
Cheshire View public house for longer opening  
hours. In my view it would only add to  
the undesirable element we have trouble with  
late at night on the National Trust grounds  
close to our home and in the area.

Yours sincerely

1

( )

Mow Cop

Stoke on Trent



Dear Sir

LICENCING APPLICATION – THE CHESHIRE VIEW PUBLIC HOUSE

I am writing to make a presentation against the application to open The Cheshire View public house, Station Road, Mow Cop, Stoke on Trent.

- From 11 am to 3.30 am on Thursdays, Fridays and Saturdays.
- From 11 am to 2.00 am Monday to Wednesday
- From Midday to 2 am on Sundays
- Allowing accompanied under 16s to go to the pub until 10pm every night.

I am making the representation as a person living in the vicinity of the premises

Here are my reasons for not wanting the application approved

- Opening until 2.00am and 3.30am will appeal to younger people, or those whose lifestyles may not involve weekday daytime employment. A closing time of 2.00 am and 3.30 am will mean noise and disturbance ( Public nuisance)
- This pub is in a rural location, only accessible on foot or by motor vehicle – cars or motor bikes If patronage of the pub increases the locality will suffer from increased traffic and noise when people leave the premises, including taxis, if taxis are willing to take fares (Public Nuisance)
- If patrons cannot get transport they will be hanging about the village in the middle of the night (Public Nuisance)
- The area has already suffered from crime such as petrol thefts, garden vandalism , plant thefts etc (Public Nuisance, Crime and Disorder )
- Opening until the early hours may attract mobile food vendors to the area ( Public nuisance)
- This pub has an external garden area with seating so in the summer months patrons may be outside the premises until 2.00am and 3.30am. Likewise smokers will be outside the premises whatever the weather. ( Public nuisance)



- The car park at the pub is small, if patronage increases then local residents will be disturbed by on street parking and people creating noise in the middle of the night. ( Public nuisance)
- There may be an increase in drink driver offences from patrons using their own vehicles ( Crime and disorder)
- A child under 16 in the pub till 10pm may experience harm in that if they are habitually visiting the premises their education and well being may suffer ( Protection of children from harm)

Yours sincerely



Mow Cop

Stoke on Trent

Dear Sir

LICENCING APPLICATION – THE CHESHIRE VIEW PUBLIC HOUSE

I am writing to make a presentation against the application to open The Cheshire View public house, Station Road, Mow Cop, Stoke on Trent.

- From 11 am to 3.30 am on Thursdays, Fridays and Saturdays.
- From 11 am to 2.00 am Monday to Wednesday
- From Midday to 2 am on Sundays
- Allowing accompanied under 16s to go to the pub until 10pm every night.

I am making the representation as a person living in the vicinity of the premises

Here are my reasons for not wanting the application approved

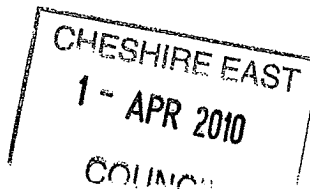
- Opening until 2.00am and 3.30am will appeal to younger people, or those whose lifestyles may not involve weekday daytime employment. A closing time of 2.00 am and 3.30 am will mean noise and disturbance ( Public nuisance)
- This pub is in a rural location, only accessible on foot or by motor vehicle – cars or motor bikes If patronage of the pub increases the locality will suffer from increased traffic and noise when people leave the premises, including taxis, if taxis are willing to take fares (Public Nuisance)
- If patrons cannot get transport they will be hanging about the village in the middle of the night (Public Nuisance)
- The area has already suffered from crime such as petrol thefts, garden vandalism , plant thefts etc (Public Nuisance, Crime and Disorder )
- Opening until the early hours may attract mobile food vendors to the area ( Public nuisance)
- This pub has an external garden area with seating so in the summer months patrons may be outside the premises until 2.00am and 3.30am. Likewise smokers will be outside the premises whatever the weather. ( Public nuisance)

- The car park at the pub is small, if patronage increases then local residents will be disturbed by on street parking and people creating noise in the middle of the night. ( Public nuisance)
- There may be an increase in drink driver offences from patrons using their own vehicles ( Crime and disorder)
- A child under 16 in the pub till 10pm may experience harm in that if they are habitually visiting the premises their education and well being may suffer ( Protection of children from harm)

Yours sincerely







Mow Cop  
Cheshire  
ST7 3NT

31 March 2010

Dear Sirs,

**The Cheshire View**

While we have no objection to the landlord of the Cheshire View trying to develop her business and improve income, we do wish to register our objection to the proposed extension of opening hours for the above licensed premises on a number of grounds:

**Need:**

The hours seem to us to be entirely inappropriate for a small country pub, and it is hard to imagine that there will be a wide general demand, although the fact of the application must indicate some form of support – it seems most likely that this might be from a group of existing customers. Such relatively limited demand should not, in our opinion, be a basis for potential nuisance to local residents.

**Nuisance:**

The pub is on a road which is both narrow and very steep in parts and takes a little extra care to safely negotiate at the best of times. Unfortunately there are examples at all times of drivers ignoring the speed limits and driving noisily and dangerously – sometimes in farm vehicles. While these are not necessarily connected with the Cheshire View, it seems likely that these extended hours could only increase this activity.

We have also had examples in the past of very noisy groups walking down the hill after closing time and causing physical damage to property.

**Safety:**

The proposed opening hours may be suitable for a Town Centre pub, where, as in Newcastle under Lyme, a system of late-night taxis monitored and controlled by marshals makes sure that people leave the area safely and quietly, but it seems entirely inappropriate for a country pub. We are very concerned that, in the absence of other forms of transport in the early hours of the morning, customers will be tempted to drive home when over the legal limit, further increasing our concerns of potential nuisances described above.

We believe strongly that this inappropriate application should be refused.

Yours faithfully,

A handwritten signature in black ink, followed by a large black rectangular redaction mark.

F.A.O. Ms Vilma Robson  
Cheshire East Council  
Licensing Department  
Westfield's  
Middlewich Road  
Sandbach  
Cheshire  
CW11 1HZ

31<sup>st</sup> March 2010

Dear Ms Robson

We are writing to lodge our strong objections regarding the application to extend the licensing hours of the Cheshire View Public House, Mow Cop. Licensee Josephine Bedson.

This Public House is situated in a rural location with no public transport links. Anyone wishing to use it from outside the immediate area will have to come by private transport & what condition will the drivers be in after staying in the pub till 3.30 Am

The increase in noise nuisance, as these vehicles come and go at early morning hours is not acceptable.

The Smoking ban means people stand out side to smoke making noise from conversation this again is unacceptable in the late night & early morning.

These kinds of opening hours are more suited to a public house operating in an inner city clubbing area and not a small rural residential community.

There is on a regular basis now people leaving the pub at 2 & 3 am they have conversations in loud voices with no concern for people sleeping in the houses they are passing.

There has also been vandalism to cars & broken glass on the pavement & road. This happens in the wee small hours & whilst there is no proof it is the pubs clientele it seems possible that this may be the source.

To close, we most strongly object to these proposed licensing hours.

Yours sincerely



MOW COP,  
STOKE-ON-TRENT.  
STAFFORDSHIRE.

March 27, 2010

LICENSING DEPT.,  
CHESHIRE EAST COUNCIL  
WESTFIELDS,  
SANDBACH  
CW11 1H2



DEAR SIRs,

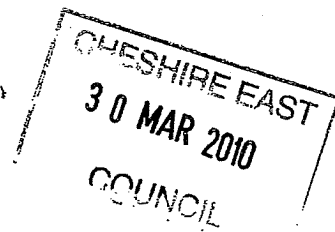
WITH REFERENCE TO THE PROPOSED CHANGE OF LICENSING HOURS FOR THE CHESHIRE VIEW PUBLIC HOUSE MOW COP, WE WOULD LIKE TO STRONGLY OBJECT TO THE CHANGE FOR THE FOLLOWING REASONS:-

- (i) WE HAVE LIVED AT THIS ADDRESS FOR 26 YEARS AND HAVE ONLY HAD REASON TO COMPLAIN SINCE THE LICENSEE JOSEPHINE BEDSON TOOK OVER THE RUNNING OF THIS PUBLIC HOUSE. THERE HAVE BEEN NUMEROUS OCCASIONS WHERE WE HAVE BEEN DISTURBED AFTER 11P.M. WITH SHOUTING AND SWEARING FROM GROUPS OF YOUTHS AND GIRLS LEAVING THE PREMISES, WE HAVE ALSO HAD A BRICK THROWN AT OUR FRONT ROOM WINDOW AND HAD OUR CAR WINDOW SMASHED.
- (ii) WE HAVE BEEN UNABLE TO SIT IN OUR GARDEN ON SUMMER EVENINGS FOR THE EXTREMELY LOUD MUSIC AND FOUL LANGUAGE BEING SHOUTED.
- (iii) THE LOCATION IS RURAL AND PEOPLE LEAVING THE PUBLIC HOUSE IN THE EARLY HOURS OF THE MORNINGS WOULD DISTURB THE LOCAL RESIDENTS, WE ALL ARE AWARE OF THE PROBLEMS DRUNKENNESS IS CAUSING THE POLICE AND OTHER SERVICES IN THE TOWNS AND CITIES WITHOUT ENCOURAGING IT IN OUR RURAL COMMUNITIES.
- (iv) OPENING UNTIL 3.30.AM WOULD IN OUR OPINION ATTRACTS THE WRONG SORT OF PEOPLE TO DRINK LATE.
- (v) THE LOCAL POLICE WOULD BE STRETCHED AS THEY WOULD BE CALLED OUT TO ANY DISTURBANCE THIS EXTENDED OPENING WOULD CAUSE.
- (vi) WE HAVE COMPLAINED TO THE LOCAL AUTHORITIES ON A NUMBER OF OCCASIONS OVER THE PAST FEW YEARS AND WOULD LIKE THESE COMPLAINTS REVIEWED AGAIN BEFORE A DECISION IS MADE.
- (vii) WE ARE A RETIRED COUPLE AND AS WE LIVE WITHIN HEARING DISTANCE OF THE PUBLIC HOUSE WE FEEL THAT CONTINUAL DISTURBED NIGHTS WOULD BE DETRIMENTAL TO OUR HEALTH AND WELL-BEING.

YOURS FAITHFULLY,

now cap  
cheshire

Licensing Department  
Middlewich Road,  
Sandbach.



Dear Sir or madam,

I have recently seen  
the application in the evening sentinel for the  
extension of licensing hours for the Cheshire View  
Public House, Now Cap.

I am totally against the extended hours  
allowing people to drink on the premises and outside  
at such late hours. With the present licensing  
hours we have noise, and residents disturbed  
through the night, by customers leaving the public  
house and knocking on doors at late hours, gardens  
disturbed and litter left about the village.

We therefore strongly oppose the application for

extended Licensing Hours.

Now Cap is a quiet pleasant village  
and we don't want the prospect of people and  
cars leaving the Public House during the  
early hours of the morning.

Yours sincerely

9

[Redacted signature]

Cheshire East Council  
Licensing Department  
Westfields  
Middlewich Road  
Sandbach  
CW11 1HZ

27<sup>th</sup> March 2010

Dear Madam

For the attention of Vilma Robson

PROPOSED EXTENSION TO OPENING HOURS FOR  
THE CHESHIRE VIEW INN – MOW COP

We are writing as a group of residents living in Mow Cop to express our opposition to the proposed change in opening hours for the Cheshire View Inn. We understand that the proposal is to extend the opening hours of the Inn to 11.00 – 03.00 and also to allow entry to 16 year olds, providing they are accompanied by an adult.


Our objections are firstly, the increase in noise and unsocial behaviour the proposed extension of opening hours will create. There have been issues with people who have been drinking, congregating up at Mow Cop Castle and becoming a nuisance and also taking drugs. We feel that the extension of opening hours will only serve to encourage this behaviour and prolong any unsociable activities into the early hours, thus disturbing the residents of the area.

Secondly, the proposal of allowing entry to 16 year olds (accompanied by an adult) will enable younger people to drink as they will enter with friends who are, or appear to be, 18 year olds. This is encouraging under age drinking which is irresponsible and goes against everything that we, as a community and country should be doing to protect young adults and promote healthy living.

Mow Cop is a rural area and has 3 public houses, which are more than adequate to serve the local community as they currently stand. We feel that there is no need whatsoever to extend opening hours or to encourage under age drinking. There are many places to visit in Congleton and other areas which are open later than the usual public house opening hours, these are within easy reach for anyone living in Mow Cop and wishing to socialise beyond midnight.

Yours sincerely,



  
Mow Cop,  
Stoke on Trent,  
Staffs.

For the attention of Ms. Vilma Robson.

Ref. extended hours licence application for:  
**CHESHIRE VIEW, MOW COP.**

I would like to lodge an objection to this application, on the following grounds.

- 1) prevention of crime and disorder.
- 2) prevention of public nuisance.

Firstly, although I understand that the publican does not yet have an extended hours licence, It is common for customers to leave the pub at anything up to 3-4am at weekends. I assume that this situation, which the authority can verify very easily if required, is not within the terms of the current licence. There must therefore be a question mark over the willingness of the licensee to operate within the terms of any licence granted.

There have been a number of incidents locally which, whilst impossible to lay directly at the door of pub customers since the identity of the perpetrators was not known, only began since the late opening started. I can speak personally of one serious incident. This occurred when my car, parked at the side of the road, had the side window broken with a stone in the early hours. The hand brake was then released and the car pushed off down the hill-which is very steep- 1 in 4- here. Had the steering lock not caused the car to cross the road and crash into the opposite wall lower down, it would have gathered speed down this very steep hill and might very well have resulted in loss of life.

As far as public nuisance is concerned, this is a residential area, and those of us who have to rise at an early hour already find that our sleep is broken by noisy pub customers at anything up to 4am at weekends. If this was to become a nightly occurrence, life would become pretty unbearable.

We have also evidence of late night intruders coming down the side of the house into the garden, although no property damage has occurred(yet).

Prior to late night opening, we had no trouble of any significance at all.

Those are the **facts** on which my objection is based.

Although **opinions** may not form an acceptable objection, I have to question whether this extension is suitable in an area of this sort. In a town centre among commercial premises, maybe, but here in a small, semi- rural village? The population isn't great enough to keep the pub busy to those hours, and there are no other premises for some distance that operate these times, so this would inevitably result in an influx of late night drinkers from other areas.

If this goes ahead, it will open the door to some very unpleasant developments, and risks destroying the present character of the village for good-and for what? increased turn over for the pub?

Cheshire East Council  
Licensing Dept. Westfields  
Middlewich Road  
Sandbach  
CW11 1HZ

24<sup>th</sup> March 2010

Dear Madam

For the attention of Vilma Robson

**Re: MOW COP THE CHESHIRE VIEW APPLICATION**

We are writing to strongly oppose the above application.

A village pub should remain just that 'A village pub' to serve the local community and all the people if they should so wish; call in for a drink or something to eat whilst visiting the area, out walking and enjoying the views during the day from the said pub.

In the past the area has had its share of problems with the young people coming in from various pubs, going up to the castle all hours of the night, dealing in drugs, being drunk and causing so much noise and generally disturbing the neighbourhood, not to mention fights, loud music being played from the car CD's and of course lots of car doors being banged.

The Wardens of The National Trust have done their very best to help this situation, but with this application for these ludicrous extended hours the situation would become much worse. As I am sure you are aware; all the towns are having to spend a fortune on the policing of the late night drinking with more lawlessness and knife crime increasing in areas where previously it has been a relatively peaceful village or town.

The legislation that allowed the 24hr drinking to try and curb the binge drinking hasn't worked; it has only caused the innocent people who live near to the pubs a lot of problems.

We note that the licensee wishes to allow accompanied under 16s into the pub until 10pm every night. What happened to encouraging our children to be studying and trying to better themselves at this crucial age, I thought the minimum age for drinking alcohol was 18. Who proposes to police the 16 year old being accompanied?

The castle car park is cordoned off after dusk, but that doesn't stop them from parking in front of residents property. Of course if they hadn't had too much to drink; I am sure they wouldn't be such a nuisance.

We understand that people want to enjoy a drink or two but it is ridiculous to even consider keeping a village pub open until 2am and 3.30 am.

I would think there is enough alcohol related problems throughout the country without causing more?



Mow Cop,  
Cheshire.

March 25, 2010

Vilma Robson,  
Cheshire East Council,  
Westfields,  
Middlewich Road,  
Sandbach,  
CW11 1HZ

Dear Vilma,

I wish to express my objection to the late night license application being made by the Licensee of the Cheshire View Public House, Station Road, Mow Cop.

This public house is situated in a rural residential village and the present live music and other events can be heard throughout the village. We accept such things occurring during reasonable hours but it is very unfair to further expose my children to yet more with even later hours that will keep them awake until the early hours. The events and hours the pub wishes to participate in are far more suited to a city or town centre club where the noise would be partially lost amongst traffic and the general noise that comes with city life. They can not be appropriate for a quiet village location such as this.

I am also concerned at the increased risk of disturbance caused by drinking late into the night. We have suffered from groups of youths leaving the pub late at night long after the pub should have been closed. On one occasion at 1am we were disturbed by drunken swearing youths stood in our garden urinating, when challenged they became aggressive and we called the Police only to find they were too busy dealing with incidents in the town centre and could not give us attention until the following day. Currently when the town centre clubs and late night establishments close the police give them attention by having staff in the town centre to deal with any trouble. Do the Police have the man power to give an out of the way rural location the same attention or will we have to wait until the following day.

I am further concerned that this pub now has a reputation of serving late, having lock ins and worse of all a pub that serves youngsters who are underage. It is my understanding that the licensee has now changed and the new licensee claims that the bad reputation and negative incidents are in the past, but the previous licensee still runs the pub (the new licensee is a family member) giving us no reassurance that things will be any better

I have no objection to the public house itself in fact I welcome it as an important part of village life but I strongly believe that night club opening hours do not have any place in a village community.

Sincerely,

.....

31-3-2010

Dear Ulma Robson,

It has come to our attention that Josephine Bedson of the Cheshire View has applied to open from 11am till 3.30am Thursday Fridays and Saturdays and 11am till 2am Mondays to Wednesday and midday to 2am Sundays. We are totally against these extensions as we have already had experience of the late openings of the Cheshire View with being woken up in the early hours of the morning with shouting and bad language and worrying if our car will be alright. This is a small community and not a town centre and we do not feel it is necessary for such late hours at the expense of other people there are children and people who have to get up in the morning for

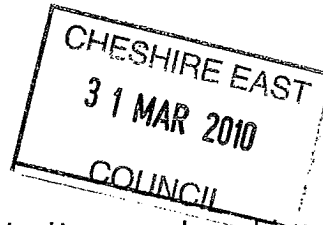
work.

Hoping you can understand our plight

Yours faithfully

For the attention of Vilma Robson.

Council's Licensing Department.  
Westfields.  
Middlewich Road  
Sandbach  
Cheshire. CW11 1HZ



The Cheshire View - Mow Cop

We are absolutely mortified about the proposal by licensee Josephine Bedson to change to licensing hours of The Cheshire View, this will without doubt completely ruin the beautiful and tranquil village of Mow Cop.

We purchased on house which is just above the Cheshire View in August last year because of it's lovely and quiet location in which to raise our family we had our baby in December.

The idea that a village pub should be open till 3.30am / 2.00am is preposterous and will greatly affect the village of Mow Cop. It will no doubt attract people from the city and surrounding areas and will most certainly increase anti-social behaviour, it can only offer one purpose and that is for people possibly even under age to drink to excess. - Secondly, how can we possibly license a Public House and a country one at that to allow children under the age of 16years to attend albeit accompanied what happened to the law on children in pubs only to dine?

A second major concern for residents is that it will decrease the value of properties, who would want to purchase a house next to a neighbouring virtually all night opening Public House.

We strongly oppose this application and sincerely hope that it will not be granted - this can only have one affect on Mow Cop and the surrounding areas and that is disastrous.

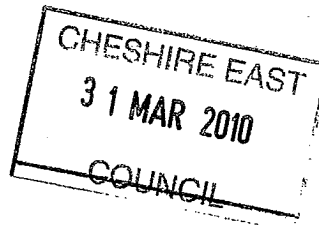
Yours faithfully,

A handwritten signature in black ink, appearing to be "J. Robson".



STORK ON TOWN  
ST7

The Licensing Department  
Westfields  
Middlewich Road  
Sandbach  
CW11 1HZ



March 29 10

For the att of Vilma Robson

Dear Madam

We are a married couple who have lived in Mow Cop all our lives and we are both 81 years of age. We are therefore very familiar with the area and with many of the residents. We have few amenities – No convenient bus service, post office or village shop, but on the plus side we have panoramic views and a quiet and peaceful neighbourhood.

We have no objections to the proposed lunchtime openings of the Cheshire View as we feel this could be a very pleasant outing for many who may not live in such a pleasant environment but we certainly do not wish the opening hours to be extended to 2am on any day of the week.

We do not believe this will interest or attract the local residents but people from outlying districts who may experience a sense of freedom away from the prying eyes of family and neighbours. Close residents to the pub could find their sleep disturbed by noise from vehicles or inconsiderate customers as they are leaving.

A greater concern we have is that a condition is wanted that accompanied under 16s be allowed to go to the pub every night until 10pm. This is a concern not for the local residents but for the young people themselves. Who will accompany them? Seventeen and eighteen year olds! Who will check whether they are underage drinkers claiming to be older?

The reports we see and hear of the results of 'binge' drinking by immature young people is so disturbing. It makes us so sad to see them so degraded by their own behaviour. So many in authority complain but do nothing about it.

Young people are receiving mixed messages from adults and especially from advertisements that alcohol is the panacea for all worry, depression or boredom and that a night in the pub is the height of an evening's entertainment. Life has so much more to offer!!

So we ask the licensing department to make the only sensible and responsible decision and reject the application.

Yours faithfully



Att Vilma Robson  
Cheshire East Council  
Licensing Department  
Westfields  
Middlewich Road  
Sandbach  
CW11 1HZ

30<sup>th</sup> March 2010

Att Vilma Robson

**Re: Licensee Josephine Bedson, Cheshire View, Mow Cop**

I am writing with regards to the above request to extend the current licensing for Cheshire View to open from 11am until 3:30am on Thursdays, Fridays and Saturdays and also 11am until 2am Monday to Wednesday.

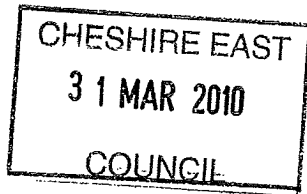
I have been a local resident for the past 6 years and a significant reason for the move to Mow Cop was to enjoy the quiet and be away from noise, antisocial behaviour and disruption. I am severely concerned about the proposed changes to the license for the Cheshire View.

I have concerns that these increased opening hours will significantly change the number of people accessing the pub, and late hours of people leaving, staying outside due to the smoking ban and spending increased time on the local streets increasing noise. I anticipate that with the change in hours this will encourage increased drinking, increased noise and disruption on the streets and this will be unacceptable to myself as a local resident. Noise from the pub does increase during summer and when there are smokers as they remain on the road and in the garden, and whilst this is acceptable, it will not be should the changes be made to encourage drinking and increased nuisance throughout the night.

I shall anticipate your response with regards to this and trust that my voice as a local resident will be heard.

Regards





Cheshire, 51 / 31NF  
30 th April.

The Council's Licensing Department.  
To whom it concerns,  
Dear sir/madam,

As an interested party I wish to make a representation regarding the application by Josephine Bedson of The Cheshire View, Mow Cop regarding a variation to her license and also to bring to your notice a lack of compliance with the conditions of the application.

The Cheshire View has a small car park and any increase in hours will lead to increased parking on the roads around the pub. On Top Station Road the blind brow will be a public safety issue. Similarly on Wood Street the blind corner will also be a problem for public safety. Rural roads, at night, have limited lighting; coupled with lack of pavements increased traffic at this time of night will create a hazard for pedestrians walking back from pubs.

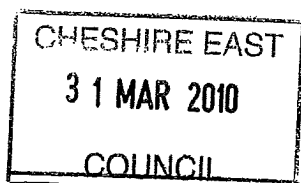
The issue of public nuisance must be considered for residents living close to The Cheshire View. Customers leaving the premises are likely to close car doors and talk (not always quietly). Mow Cop, on the Cheshire Side, is a quiet, rural village. Any increase in noise is going to be immediately noticeable and have a detrimental effect on residents. We are already aware of low level vandalism, litter and noise at closing time (which does not always seem to be strictly adhered to) and fear an increase may require a police presence.

Children within the pub is also worrying. After previous problems with underage drinking The Cheshire View operates an 'over 25' policy. Can we be sure that the abandonment of this policy will not see a return of underage drinking with the attendant problems re public nuisance and safety. The interior design of the pub means children will have direct access to the bars.

The whole tone of the application seems out of keeping with a public house/restaurant in a rural village.

Lastly, I understand that an 'application advertisement' should have been placed every 50 metres on the external perimeter of the premises abutting the highway. That has not been adhered to.

Yours faithfully,



Mow Cop  
Staffordshire  
ST7 3NS

29 March 2010

Dear Ms Robson

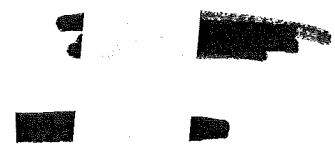
As residents of Halls Road, Mow Cop, we are writing to strongly object to the proposal to extend the opening hours at the Cheshire View Pub.

This venue has a reputation, in the local area, for continually breaching its normal opening hours and also as a place where under age drinkers can easily be served alcohol. As a result, we regularly experience litter being dropped such as bottles and cans. We have also witnessed crowds of teenagers gathering at the pub and wandering around the village late at night and feel this problem will be exacerbated if the new opening hours are approved.

We do not feel that these new proposed opening hours are conducive to the environment of a traditional country pub and are very concerned about the noise levels and increase in traffic along Halls Road should this go ahead. As you will be aware, Halls Road is a bridle path, but unfortunately it is used as a short cut by many motorists who ignore the 'Access Only' signs and is now in a poor state of repair.

We hope that you will consider the points raised and that the application will be declined.

Yours sincerely



tion Rd.

Attention of Cheshire East Licensing Authority

Ref. Cheshire View, Mow Cop

28/03/10

Dear Sirs,

I am writing to oppose the recent application for extended licensing hours at the Cheshire View, Mow Cop on the following grounds;

**Safety.**

The site has limited parking resulting in the use of the local roads and lanes which are already restricted as expected in a rural community.

**Nuisance.**

The lack of parking at the venue will lead to noise and disturbance in the local community which does include the elderly and family's with young children .

**Public Safety.**

The Cheshire View is in a rural location with no public transport requiring the need to drive with the associated temptation to drink and drive.

**Harm.**

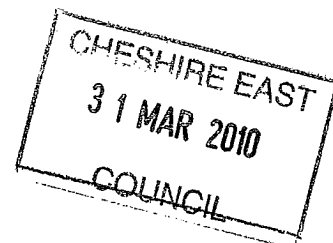
The Government, Health Community and Local Authorities' are committed to reducing the amount of alcohol currently consumed especially by young people. The request to increase the licensing hours along with the request to allow persons under 16 years to be allowed access till 10 o'clock appears to be contrary to the above aims.

**Conclusion.**

I appreciate the needs for the current licensees' to attempt to increase their business but the logic behind this request appears unsound for the above reasons unless there is another yet unknown objective.

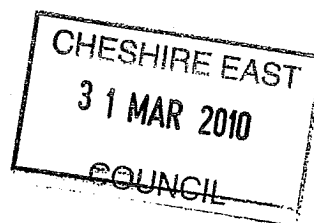
Yours faithfully.

[Redacted Signature]



Attention of Cheshire East Licensing Authority  
Vilma Robson  
Westfields  
Middlewich Road  
Sandbach  
CW11 1HZ

Mow Cop  
ST73NY



Ref . Cheshire View, Mow Cop

28/03/10

Dear Sirs,

I am writing to oppose the recent application for extended licensing hours at the Cheshire View, Mow Cop on the following grounds;

Safety.

The site has limited parking resulting in the use of the local roads and lanes which are already restricted as expected in a rural community.

Nuisance.

The lack of parking combined with the extended hours will lead to noise and disturbance, at an unsociable hour, in the local community. The community consisting of the elderly, children and adults who require their rest before commencing a new working day.

Public Safety.

The Cheshire View is in a rural location with no public transport requiring the need to drive with the associated temptation to drink and drive.

Harm.

The Government, Health Community and Local Authorities' are committed to reducing the amount of alcohol currently consumed especially by young people. The request to increase the licensing hours along with the request to allow persons under 16 years to be allowed access till 10 o'clock appears to be contrary to the above aims.

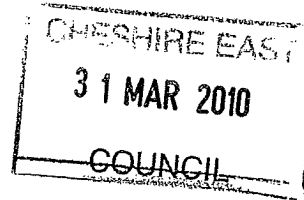
Conclusion.

I appreciate the needs for the current licensees' to attempt to increase their business but the logic behind this request appears unsound for the above reasons unless there is another yet unknown objective.

Yours faithfully.

Attention of Cheshire East Licensing Authority  
Vilma Robson  
Westfields  
Middlewich Road  
Sandbach  
CW11 1HZ

Mow Cop  
S.O.T.  
ST7 3PB



Ref. Cheshire View, Mow Cop

28/03/10

Dear Sirs,

I am writing to oppose the recent application for extended licensing hours at the Cheshire View, Mow Cop on the following grounds;

**Safety.**

The site has limited parking resulting in the use of the local roads and lanes which are already restricted as expected in a rural community.

**Nuisance.**

The lack of parking, combined with the extended hours will lead to noise and disturbance at an unsociable hour in the local community. The community, consisting of the elderly, children and adults require their rest before commencing a new working day.

**Public Safety.**

The Cheshire View is in a rural location with no public transport requiring the need to drive with the associated temptation to drink and drive.

**Harm,**

The Government, Health Community and Local Authorities' are committed to reducing the amount of alcohol currently consumed, especially by young people. The request to increase the licensing hours, along with the request to allow persons less than 16 years to be allowed access till 10 o'clock appears to be contrary to the above aims.

**Conclusion.**

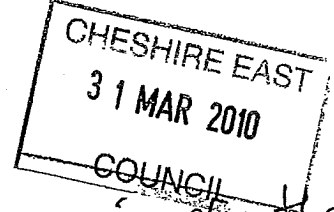
I appreciate the needs for the current licensees' to attempt to increase their business but the logic behind this request appears unsound for the above reasons unless there is another yet unknown objective.

Yours faithfully,

28.3.2010.

STAFFS ST13NH.

Dear Madam.



I have just received the most amazing missive about the proposed opening hours of The Closhio View public house & actually thought it must be some kind of joke.

If this disgraceful proposal goes ahead - not many of us who live in close proximity to the pub are going to have much sleep at night - there are already problems with bottle throwing & bricks etc.

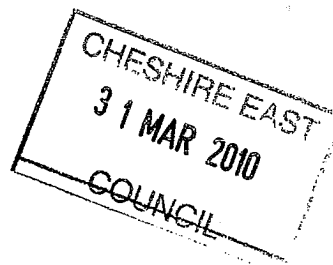
This is a quiet village & no one in their right mind

could seriously think this a viable proposition.

Please would you consider the way of life & feelings of the peaceful & civilised residents of Mow Cop.

of which I am,

Attention of Cheshire East Licensing Authority  
Vilma Robson  
Westfields  
Middlewich Road  
Sandbach  
CW11 1HZ



Ref. Cheshire View, Mow Cop

28/03/10

Dear Sirs,

I am writing to oppose the recent application for extended licensing hours at the Cheshire View, Mow Cop on the following grounds;

**Safety.**

The site has limited parking resulting in the use of the local roads and lanes which are already restricted as expected in a rural community.

**Nuisance.**

The lack of parking, combined with the extended hours will lead to noise and disturbance at an unsociable hour in the local community. The community, consisting of the elderly, children and adults require their rest before commencing a new working day.

**Public Safety.**

The Cheshire View is in a rural location with no public transport requiring the need to drive with the associated temptation to drink and drive.


**Harm,**

The Government, Health Community and Local Authorities' are committed to reducing the amount of alcohol currently consumed, especially by young people. The request to increase the licensing hours, along with the request to allow persons less than 16 years to be allowed access till 10 o'clock appears to be contrary to the above aims.

**Conclusion.**

I appreciate the needs for the current licensees' to attempt to increase their business but the logic behind this request appears unsound for the above reasons unless there is another yet unknown objective.

Yours faithfully,

  
Mow Cop  
Stoke

30<sup>th</sup> March 2010

FTAO Vilma Robson  
Licensing Section  
Cheshire East Council  
Westfields  
Middlewich Road  
Sandbach  
Cheshire  
CW11 1HZ

R.E. The Cheshire View license extension application

Dear Ms Robson,  
I write in connection with the above application to lodge my formal objection to the proposed license extension. As a resident of Mow Cop I feel that the application is completely out of line with the needs of the community.

The village of Mow Cop is for the majority populated by retired/ semi retired adults' and families with differing ages of children. The requirement by the Cheshire View to extend its licensing hours would not meet the needs of its community as if you take a walk around the village after 10pm at night most people are at home, getting ready for bed, and resting for work the next day.

The village is semi rural and is not served by bus after 7:20pm during weekdays and I believe after 4pm on Sundays. These bus stops are over  $\frac{3}{4}$  of a mile away from the Cheshire View and are positioned very close to other licensed premises. So would be an unlikely source of customers for the venue.

It therefore poses the issue of whom The Cheshire View is trying to acquire as customers until 3:30am. or 2am during weekdays/Sundays, as it would not be the local community or people

arriving on buses for a nice walk around the locality. It seems that people who would wish to frequent the establishment would either have to drive or require a taxi (which is financially obstructive as it's very expensive). If people drive then there is a risk of people drinking as well which is not acceptable or legal.

The further condition of allowing under 16's to go to the pub any night of the week is wholly unacceptable as well. As a parent and also an educator, I am amazed that anyone would consider a public house to be a suitable habitat for an under 16 during a school week. I am reminded to the last time that I entered the establishment where my wife and I stayed for only one small drink as we felt isolated and unwelcome. There was an under 16 present, he counted our change as the person serving was unfortunately too inebriated to focus upon this task, and this was only at 9:30pm on a Saturday.

I notice in the news article that neighbouring residents have been consulted, but as a person who lives only 150yds further away from those contacted and coming from a family who held licensed premises in which I worked I know too well that incidents of anti social behaviour do not stop 20 feet away from a public house door but continue until people reach their destination.

I hope that you take my views into consideration.

Yours Faithfully



Vilma Robson  
Licensing Department  
Cheshire East Council  
Westfields  
Middlewich Road  
Sandbach  
CW11 1HZ

Dear Madam

**Re: The Cheshire View Public House, Top Station Road, Mow Cop**

I understand that the above public house has submitted proposals to extend its licensing hours and to allow under 16's admittance up until 10pm.

I would like to make a representation that these proposals are not granted for the following reasons:

- Additional opening hours would increase the likelihood of disorderly behaviour in a rural area.
- Public safety will be put at risk with users of the public house leaving the premises under the influence of alcohol and driving vehicles on a particularly dangerous section of public highway.
- Increased noise levels creating a public nuisance.
- Increased risk of underage drinking at this premises.

I do hope that this representation will be taken into consideration when the decision is taken whether to grant the licence.

With kind regards



*Mow Cop,*



29<sup>th</sup> March 2010

Dear Mrs. Robson,

**Variation to Licence – Cheshire View Inn, Mow Cop**

With reference to the recent application made to your authority for variations/extensions to the existing public house licence at the above premises, I wish to raise objections as follows.

***On the subject of Crime/Disorder Prevention/Reduction***

The application seeks to extend the opening times through to the early hours of the morning.

The village, straddling the boundary between two Police Forces, is not well served by law enforcement services. Since the premises is in a rural location, not served by public transport, the granting of such extended opening hours can only serve to encourage drinking and driving.

A notice also currently displayed in the window of the Cheshire View Inn refers to “recent incidents of disorderly and violent behaviour” being the precipitating factor in the licensee implementing a “strict 25 and over policy” - hardly a good starting point from which to request extended drinking hours.

***On the subject of prevention of public nuisance***

See paragraph above regarding recent outbreaks of disorder.

***On the subject of Public Safety***

See paragraphs above regarding drink-driving and outbreaks of disorder.

For people choosing to drink until the early hours and leaving on foot, the roads local to this location are without footways and are poorly lit, leading to increased risk of contact between inebriated pedestrians and passing traffic.


***On the subject of protecting children from harm***

See above paragraphs on disorderly conduct.

*On a procedural note*

I note that the regulations governing the application for such variations to a licence require that the public notice is displayed prominently at or on the premises, where it can be clearly read from outside the premises, and that this should include being placed at 50 metre intervals along the perimeter, where the perimeter abuts a public highway. (The premises has a 97 metre long boundary with the public highway.) This requirement has not been complied with, in that the notice has been displayed only in a window of the building which is wholly within it's own grounds and therefore cannot be read from the public highway. Hence, the notification of the application cannot be said to have been legally served on members of the public and I suggest that the process is recommenced.

Yours sincerely



C

**LICENSING ACT 2003**  
**Environmental Health Consultation Response**

Date Received: 1<sup>st</sup> April 2010

Name of Applicant: Mrs J Bedson

Address to which application relates:

Cheshire View  
Top Station Road  
Mow Cop  
Stoke on Trent  
ST7 3NP

Conversion: ☐ Variation: ☐ New: ☒

☐

Approve

☒

Approve with Conditions

☐

Object to Section(s)

**Proposed Conditions**

This Division has received complaints previously with regards to noise nuisance emanating from the premises. An incident occurred on the 19<sup>th</sup> July 2007 when reports were received from local residents alleging amplified music emanating from the premises. The out of hour's officer contacted the premises and informed Mrs Bedson of the complaint and requested the volume of the music to be reduced. The investigations procedure was commenced and diary sheets were returned but incidents detailed were with regards to youths/patrons shouting/swearing along the road allegedly after leaving the premises. Incidents detailed were outside of our jurisdiction and therefore no further action taken.

The following conditions should therefore be applied:

1. Noise or vibration shall not emanate from the premises so as to cause a nuisance to nearby residents.
2. Refuse such as bottles shall be disposed of from the premises at a time (i.e. between 08:00 to 20:00) when it is not likely to cause a disturbance to residents in the vicinity of the premises.
3. There shall be placed at all exits from the premises in a place where they can be seen and easily read by the public, notices requiring customers to leave the premises and the area quietly.
4. Whilst regulated entertainment is taking place, all windows and doors shall remain closed.

SIGNED: Margaret Hopley

DATED: 01.04.10

## CHESHIRE EAST COUNCIL

### LICENSING SUB-COMMITTEE

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Date of meeting	29 <sup>th</sup> April 2010
Report of:	Vilma Robson Licensing Officer
Title:	Review of Premises Licence The Kings Arms, Queen Street, Middlewich CW10 9AR

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#### 1.0 Report Summary

- 1.1 The purpose of the report is to provide details of an application for the review of a Premises Licence under section 51 of the Licensing Act 2003 ('the 2003 Act'). It outlines the licensable activities currently authorised under the licence together with the evidence presented by the parties in relation to the review.

#### 2.0 Recommendations

- 2.1 The Licensing Committee is requested to:
- 2.1.1 consider the review application and any relevant representations received; and
- 2.1.2 determine what steps, if any, it considers are necessary for the promotion of the licensing objectives.

#### 3.0 Reasons for Recommendations

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

#### 4.0 Wards Affected

- 4.1 Middlewich

#### 5.0 Local Ward Members

Councillor Paul Edwards  
Councillor Simon McGrory  
Councillor Michael Parsons

#### 6.0 Policy Implications

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

**7.0 Financial Implications for Transition Costs**

7.1 None

**8.0 Financial Implications 2009/10 and beyond**

8.1 None

**9.0 Legal Implications**

9.1 Where application for a review under section 51 is made, the Licensing Authority must hold a hearing within 20 working days (of the end of the consultation period) to consider the application and any relevant representations received.

9.2 Section 52 of the Licensing Act 2003 provides that before determining the application, the authority must hold a hearing to consider it and any relevant representations. Sub-section 52(3) provides that the authority must, having regard to the application and any relevant representations, take such of the steps mentioned in subsection (4) (if any) as it considers necessary for the promotion of the licensing objectives. The steps referred to in sub-section 52(4) are: (a) to modify the conditions of the licence; (b) to exclude a licensable activity from the scope of the licence; (c) to remove the designated premises supervisor; (d) to suspend the licence for a period not exceeding three months; or (e) to revoke the licence;

**10.0 Risk Assessment**

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

**11.0 Background and Options**

11.1 On 12<sup>th</sup> March 2010 the Licensing Authority received an application from Cheshire Constabulary for the review of the Premises Licence relating to the Kings Arms, Queen Street, Middlewich.

11.2 Punch Taverns Plc appointed John Chapman as the Designated Premises Supervisor of The Kings Arms on 6<sup>th</sup> April 2006. Mr Chapman became the Premises Licence holder on 22<sup>nd</sup> May 2009 by virtue of a transfer application under section 42 of the 2003 Act.

11.3 The licence authorises the following licensable activities:

- Supply of Alcohol
- Performance of live music
- Performance of recorded music
- Provision of Facilities for Dancing
- Making music

### Similar Provision of Entertainment Facilities

The times the certificate authorises the carrying out of those activities are:

Monday to Wednesday	10:00 – 00:00
Thursday to Saturday	10.00 – 01:00
Sunday	12.00 - 23.30

Friday, Saturday, Sunday and Monday of all Bank Holidays, Thursday of Easter weekend, Christmas Eve and Boxing Day – one additional hour on the finish time and:

From the beginning of New Years Eve to the end of New Years Day.

A copy of the licence is attached to the report (**appendix A**)

- 11.3 The review application submitted by Cheshire Constabulary is made on the basis of the following licensing objectives: the prevention of crime and disorder; the prevention of public nuisance and the protection of children from harm. The grounds for review are set out within the review application, a copy of which is attached to the report (**Appendix B**).
- 11.4 Within the prescribed consultation period in relation to the review, the Licensing Authority received three further letters of representation. One representation is from an interested party having a business in the vicinity, a copy of which is attached to the report as (**Appendix C**); the second is from Environmental Health in relation to noise nuisance and anti social behaviour and is attached to the report as (**Appendix D**). The third from Cheshire Fire and Rescue attached as (**Appendix E**).
- 11.5 In reviewing the Premises licence and making its decision, the Licensing Committee must have regard to representations made by the Premises Licence holder and any representations received from responsible authorities or interested parties. The Committee is required to take such steps (if any) as it considers necessary for the promotion of the licensing objectives.

## 12.0 Overview of Day One, Year One and Term One Issues

12.1 Not Applicable

## 13.0 Access to Information

There are no background papers associated with this report

***For further information:***

Officer:	Mrs V Robson
Designation:	Licensing Officer
Tel No:	(01270) 686618
Email:	<a href="mailto:vilma.robson@cheshireeast.gov.uk">vilma.robson@cheshireeast.gov.uk</a>



**Schedule 12**  
**Part A**

Regulation 33,34

**Premises Licence**  
***Cheshire East Borough Council*****Premises Licence Number**

LAPRE/0821/05

**Part 1 – Premises Details****Postal address of premises, or if none, ordnance survey map reference or description, including Post Town, Post Code**

Kings Arms  
2 Queen Street  
Middlewich  
Cheshire  
CW10 9AR

**Telephone number**

01606 833145

**Where the licence is time limited the dates**

22.05.2009 -

**Licensable activities authorised by the licence**

Supply of Alcohol  
Performance of Live Music  
Performance of Recorded Music  
Provision of facilities for Dancing  
Making Music  
Similar provision of Entertainment Facilities

**Times the licence authorises the carrying out of licensable activities**

Supply of Alcohol and all Permitted Regulated Entertainment

Monday to Wednesday	10:00 - 00:00
Thursday – Saturday	10.00 - 01.00
Sunday	12.00 - 23.30

Friday, Saturday, Sunday, Monday, of all Bank Holidays, Thursday of Easter Weekend, Christmas Eve and Boxing Day - one additional hour on the finish time

From the beginning of New Years Eve until the end of New Years Day.



**The opening hours of the premises**

Tuesday	10:00 - 00:30
Tuesday	10:00 - 00:30
Wednesday	10:00 - 00:30
Thursday	10:00 - 01:30
Friday	10:00 - 01:30
Saturday	10:00 - 01:30
Sunday	12:00 - 00:00

**Where the licence authorises supplies of alcohol whether these are on and / or off supplies**

Alcohol is supplied for consumption both on and off the Premises

**Part 2**

**Name, (registered) address, telephone number and email (where relevant) of holder of premises licence**

Mr John Robert Chapman

**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**

Mr John Robert Chapman

**Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol**

Personal Licence Reference: LAPER/0053/06      Licensing Authority: Congleton Borough Council

[REDACTED]  
[REDACTED]  
[REDACTED]

[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

**Annex 1 – Mandatory conditions**

- 1 No supply of alcohol may be made under the premises licence: At times when there is no designated supervisor in respect of the licence, or at a time when the designated premises supervisor does not hold a personal licence, or their 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.
- 3 Any persons carrying out a security function must be licensed with the Security Industry Authority (S.I.A).

**Annex 2 – Conditions consistent with the Operating Schedule**

- 1 There shall be operated at the premises a recognised 'proof of age scheme'.
- 2 Pub will adhere to the smoking charter
- 3 All the windows and doors must remain closed at all times.
- 4 All children under the age of 16 must be accompanied by an adult
- 5 Noise or vibration shall not emanate from the premises so as to cause a nuisance to nearby properties.

**Annex 3 – Conditions attached after a hearing by the licensing authority**

None

**Annex 4 – Plans**

The Plan 0821/05 can be viewed at the Licensing Authority.



## Part B

## Premises Licence Summary

### *Cheshire East Borough Council*

Premises Licence Number

LAPRE/0821/05

**Part 1 – Premises Details**

**Postal address of premises, or if none, ordnance survey map reference or description, including Post Town, Post Code**

Kings Arms  
2 Queen Street  
Middlewich  
Cheshire  
CW10 9AR

**Telephone number**      01606 833145

**Where the licence is time limited the dates**

22.05.2009 -

**Licensable activities authorised by the licence**

Supply of Alcohol  
Performance of Live Music  
Performance of Recorded Music  
Provision of facilities for Dancing  
Making Music  
Similar provision of Entertainment Facilities

**Times the licence authorises the carrying out of licensable activities**

Supply of Alcohol and all Permitted Regulated Entertainment

Monday to Wednesday      10:00 - 00:00

Thursday - Saturday      10.00 - 01.00

Sunday      12.00 - 23.30

Friday, Saturday, Sunday, Monday, of all Bank Holidays, Thursday of Easter Weekend, Christmas Eve and Boxing Day - one additional hour on the finish time

From the beginning of New Years Eve until the end of New Years Day.





**The opening hours of the premises**

Tuesday	10:00 - 00:30
Tuesday	10:00 - 00:30
Wednesday	10:00 - 00:30
Thursday	10:00 - 01:30
Friday	10:00 - 01:30
Saturday	10:00 - 01:30
Sunday	12:00 - 00:00

**Where the licence authorises supplies of alcohol whether these are on and / or off supplies**

Alcohol is supplied for consumption both on and off the Premises

**Name, (registered) address of holder of premises licence**

Mr John Robert Chapman  
C/o Kings Arms  
2 Queen Street  
Middlewich  
Cheshire  
CW10 9AR

**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 John Robert Chapman

**State whether access to the premises by children is restricted or prohibited**

Restricted



**Application for the review of a premises licence or club premises certificate 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 David Smethurst

(Insert name of applicant)

**apply for the review of a premises licence under section 51 of the Licensing Act 2003 for the premises described in Part 1 below (delete as applicable)**

**Part 1 – Premises or club premises details**

<b>Postal address of premises or, if none, ordnance survey map reference or description</b> Kings Arms Queen Street	
<b>Post town</b> Middlewich	<b>Post code (if known)</b> CW10 9AR

<b>Name of premises licence holder or club holding club premises certificate (if known)</b> John Chapman
-------------------------------------------------------------------------------------------------------------

<b>Number of premises licence or club premises certificate (if known)</b> LAPRE/0821/05
--------------------------------------------------------------------------------------------

**Part 2 - Applicant details**

I am

**Please tick yes**

- 1) an interested party (please complete (A) or (B) below)
  - a) a person living in the vicinity of the premises ☐
  - b) a body representing persons living in the vicinity of the premises ☐
  - c) a person involved in business in the vicinity of the premises ☐
  - d) a body representing persons involved in business in the vicinity of the premises ☐
- 2) a responsible authority (please complete (C) below) ☒



- 3) a member of the club to which this application relates (please complete (A) ☐ below)

**(A) DETAILS OF INDIVIDUAL APPLICANT** (fill in as applicable)

**Please tick**

Mr ☐ Mrs ☐ Miss ☐ Ms ☐ Other title  
(for example, Rev)

**Surname**

**First names**

**I am 18 years old or over**

**Please tick yes**

☐

**Current postal  
address if  
different from  
premises  
address**

**Post town**

**Post Code**

**Daytime contact telephone number**

**E-mail address  
(optional)**

**(B) DETAILS OF OTHER APPLICANT**

**Name and address**

**Telephone number (if any)**

**E-mail address (optional)**



**(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT**

Name and address David Smethurst (on behalf of the Chief Officer of Police) Sandbach Police Office Middlewich Road Sandbach CW11 1HU
Telephone number (if any) 01244 613580
E-mail address (optional) david.smethurst7541@cheshire.pnn.police.uk

**This application to review relates to the following licensing objective(s)**

Please tick one or more boxes

- 1) the prevention of crime and disorder
- 2) public safety
- 3) the prevention of public nuisance
- 4) the protection of children from harm

<input checked="" type="checkbox"/>
<input type="checkbox"/>
<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>

**Please state the ground(s) for review** (please read guidance note 1)

The premises have for some time been associated with children and young people unlawfully accessing alcohol at the premises, which undermines the licensing objective of the protection of children from harm.

The premises have become a hotspot for Crime and Disorder which has not always been dealt with appropriately at the time, has not been brought to the attention of PubWatch and staff have failed to co-operate with Police investigations which individually and cumulatively tend to undermine the Crime and Disorder licensing objective.

Objects have allegedly been thrown from the smoking area of the premises into adjoining premises causing alarm and concern to residents and the area of Queen Street immediately outside the main entrance into the Kings Arms is frequently strewn with cigarette ends and broken glass, thereby undermining the licensing objective of preventing a public nuisance. When approached about these matters Mr Chapman has been unco-operative.

The premises management have either refused outright or simply failed to try to implement many strategies suggested to them in order to address the foregoing issues.





**Please provide as much information as possible to support the application**

(please read guidance note 2)

On 8/11/07 a Police Officer entered the Kings Arms and identified 6 people who were drinking under age in the premises to the staff. Another male was seen to walk out of the premises and up Queen Street with a half full glass of beer and was made to return it.

On 19/01/08 a call was received to the Police control room naming four 15 year old friends of the caller who were all allegedly being served alcohol at the Kings Arms.

On 21/01/08 the following letter was sent to John Chapman at the Kings Arms, who was at the time the Designated Premises Supervisor (DPS) only:

Dear John,

I am writing to you to make you aware that I have received a number of allegations that underage sales of alcohol are taking place at your premises. As recently as this weekend four named 15 year olds have allegedly been seen being served with alcohol in your premises. If this is the case then it clearly undermines the licensing objectives, namely 'the protection of children from harm'.

Apart from dealing with any such breaches by bringing a prosecution, which can carry a large fine, it would also be an option for the police to apply to review a Premises Licence. Such a review could result in many different outcomes but the most severe one would be revocation of the premises licence.

What you need to do now is anticipate that the police will take a much keener interest in what is actually going on at your premises and this could include conducting test purchases. If you are operating the proof of age scheme 'Challenge 21' properly and all your staff have been trained to use it you will have little to worry about.

I hope that by raising this matter with you that you will take this opportunity to review the use of Challenge 21 at your premises to prevent alcohol getting to people under 18 years of age. However if the allegations are proved to be correct you may rest assured the matter will not be taken lightly and a copy of this letter will now be retained on your premises file.

Yours sincerely,  
David Smethurst,  
Licensing Officer

On the evening of 10/03/08 a Police Community Support Officer (PCSO) attended at the premises and pointed out to the staff 5 people aged only 17 years of age who were drinking in the pub. The staff became agitated and said there was nothing they could do about it if someone aged over 18 years of age bought alcohol for someone and how could they be expected to manage that in the pub.

On 19/03/08 a meeting was held at the offices of Congleton Borough Council with Mr John Chapman, his wife Nicola, Vilma Robson, David Smethurst and Sgt Penny Jones and an action plan agreed. The following letter and action plan arose as a consequence of that meeting:

Dear John,

I am writing to summarise the content of our meeting held at 3.00pm today at the offices of Congleton Borough Council in Sandbach. This will enable me to record what was agreed and allow Punch Taverns to have an awareness of what we discussed. I have included a typed copy of an action plan arising out of what was agreed, as time prevented its completion at the actual meeting. If you need clarification of any issue contained within the action plan or wish me to attend a site meeting with a responsible authority please let me know and my contact details are repeated at the foot of this letter. Please note carefully each action and its due by date. I will visit you at your premises at 1.00pm on Wednesday 16th April 2008 to review your progress against



the action plan.

Present at the meeting were:

David Smethurst - Police Licensing Officer

Vilma Robson – Licensing Authority

John Chapman – Designated Premises Supervisor (DPS)

Nicola Chapman – Wife of DPS

Sgt Penny Jones – Middlesbrough Police Supervisor (not present for the entire meeting)

The meeting began with me outlining the issues we had convened to discuss which were people under the age of 18 years of age frequenting the Kings Arms and allegedly accessing alcohol there. This clearly undermines the licensing objectives and I made mention of a number of visits by police staff, some where young people ran out of the premises as soon as police arrived – allegedly leaving behind pints of beer - and the reputation the premises has acquired in the area for encouraging young people to resort there.

You outlined the names, approximate ages and experience of your 6 bar staff and the staffing levels you operate, which is basically one person working on their own for the majority of the time, with the exception of Friday and Saturday when after 7pm you employ either two or three bar staff working together.

You went on to say that you are at the premises almost every day from 9am to 1pm and also for an hour at the end of each night when you cash up. In addition you described yourself as actually working at the premises from 8pm every Friday night, so in total you allude to being present on the premises for some 39 hours each week.

You described operating Challenge 21 at your premises, although its signage may have disappeared over time, of having implemented a refusals register about a week ago and not undertaking any structured staff training or recording of training.

You reasserted your desire to remain a 'community pub' and to continue to allow pretty much unfettered access to people aged over 15 years of age to resort to your premises, providing they do not consume alcohol. You described your staff only selling one alcoholic drink at a time to any adult they suspected of being with someone possibly under 18 years of age and outlined staff dissatisfaction at some police visits.

A general discussion followed where a number of ideas were suggested to you as possible ways of ensuring the licensing objectives were not undermined. Some of these have been incorporated into the action plan enclosed with this letter and others which you didn't feel able to employ were:

- Improve staffing levels.
- Install CCTV, although you are exploring the cost of doing so.
- Restrict access to people under the age of 18 years of age unless accompanied by an adult.
- Introducing a curfew time beyond which people under the age of 18 years of age may not enter or remain on the premises.

You do not currently have CCTV installed at your premises and you should note that a source of significant police concern is the poor supervision afforded to staff of people accessing the premises, particularly from your car park and from Hightown, a situation not helped by the low staffing levels you operate.

I did note that despite alleging you spend some 39 hours per week at the premises you only actually knew the surnames of 2 out your 6 bar staff. Whilst how you manage the day to day control of your premises is clearly a matter for you as DPS it may improve your control of the premises and enhance the support for your staff if you revisit your own working schedule.

At the conclusion of the meeting I provided you with a variety of posters, badges, guidance to making refusals and other material to help you promote the licensing objectives and I hope these are useful to you. Do not hesitate to contact me if I can assist you further and I will visit you on 16th April 08, unless I hear from you in the interim. In the meantime you and your staff should anticipate visits from police staff from time to time and hopefully these will help support your efforts to prevent the unlawful access to alcohol by young people.

Yours sincerely

David Smethurst MIOL

Licensing Officer



c.c Licensing Authority, Congleton Borough Council, Westfields, Middlewich Road, Sandbach  
Sgt Penny Jones, Middlewich Police  
Matt Dutton, Business Development Manager, Punch Taverns PLC, Jubilee House, Second  
Avenue, Burton Upon Trent, Staffordshire, DE14 2WF

### LICENSED PREMISES ACTION PLAN

Premises name Kings Arms,  
Premises address Queen Street, Middlewich  
Location of meeting Congleton Borough Council offices, Middlewich Road, Sandbach  
Day/Date 3.00pm Wednesday 19th March 2008

Brief description of the issue to be addressed and the SMART\* action to be taken.

Action 1 – Poor supervision of premises - Obtain 3 separate quotes from competent companies able to fit a CCTV system covering your premises which will record onto a hard disc capable of retaining unedited images for at least 7 days and which can produce copies if required.

Action Manager - John Robert Chapman

Due date - 16/04/08

Action 2 – Poor supervision of accesses - Explore with the County Fire Brigade and appropriate departments of the local authority if there would be any issues with you utilising fencing and doors sufficiently high to discourage climbing over them, i.e. 6 feet high, which will prevent people from gaining unsupervised access into your smoking area, and then into the building itself, directly from either your own car park or from Hightown directly adjacent to the church. You will have to give consideration to the type of doors and locks utilised and also suitable signage to ensure adequate emergency exits are maintained.

Unless there are genuine issues raised by the above responsible authorities, which cannot be overcome, you will at your earliest opportunity ensure steps are put in place from 3.00pm every day to prevent access directly onto your premises from your own car park and Hightown as mentioned above.

Action Manager - John Robert Chapman

Review what, if any, issues have been raised by 16/04/08 and what progress has been made.

Action 3 – Improve staff knowledge and awareness - Introduce a structured system of staff induction training for new bar staff, which they will complete before they authorise the sale of alcohol, and also refresher training at periods no greater than 3 months for existing bar staff which will include:

- Responsible alcohol retailing
- Operation of proof of age scheme 'Challenge 21' for all alcohol sales
- Conflict resolution and making refusals to sell
- Use of refusals register/incident record book
- Outline the detail of and provide a copy of the Premises Licence

Maintain a separate training record for each member of staff receiving any of the above training, retain these records at the premises whilst they remain an employee and make them available for inspection upon request to a constable or an employee of the Police Authority, Licensing Authority or Trading Standards.

Action Manager - John Robert Chapman

Due Date - All existing staff to receive the outlined training by 16/04/08.

### PERSONS PRESENT

	•	Representing the premises
Print name John Robert Chapman	Signature .....	Role (DPS)
Print name Nicola Chapman	Signature .....	Role Wife of DPS
	•	Representing the police
Print name David Smethurst	Signature .....	Role Licensing Officer
Print name Penny Jones	Signature .....	Role Middlewich Sergeant
	•	Other interested party



Print name Vilma Robson

Signature ..... Role Licensing Authority

On 16<sup>th</sup> April 2008 David Smethurst, Cheshire Police Licensing Officer, met with Mr Chapman at the premises to review his progress against the action plan and after the meeting sent the following letter to Mr Chapman:

Dear John,

I am writing to summarise the content of our meeting held today at your premises. This will enable me to record what was discussed and allow Punch Taverns to have an awareness of what we discussed.

The purpose of my visit was to review your progress against the action plan we agreed at our last meeting on 19th March 2008 and so I will deal with each element in turn:

Action 1 – Poor supervision of premises - Obtain 3 separate quotes from competent companies able to fit a CCTV system covering your premises which will record onto a hard disc capable of retaining unedited images for at least 7 days and which can produce copies if required.

Due date – 16/04/08

Action 1 response - You provided me with an estimate, dated the day before on 15/04/08, from Moore Secure Limited for the installation of a CCTV system at a total cost of £3990 + vat and stated you were awaiting two further estimates from Stealth Security at Northwich and another company in Northwich whose name you were unable to recall. The estimate you have in your possession does not make clear the areas covered etc. and before you progress any estimate towards actual installation I would urge you to contact me first so that we can discuss the system in greater detail.

Action 2 – Poor supervision of accesses - Explore with the County Fire Brigade and appropriate departments of the local authority if there would be any issues with you utilising fencing and doors sufficiently high to discourage climbing over them, i.e. 6 feet high, which will prevent people from gaining unsupervised access into your smoking area, and then into the building itself, directly from either your own car park or from Hightown directly adjacent to the church. You will have to give consideration to the type of doors and locks utilised and also suitable signage to ensure adequate emergency exits are maintained.

Unless there are genuine issues raised by the above responsible authorities, which cannot be overcome, you will at your earliest opportunity ensure steps are put in place from 3.00pm every day to prevent access directly onto your premises from your own car park and Hightown as mentioned above. Due date – Review what, if any, issues have been raised by 16/04/08 and what progress has been made.

Action 2 response – Apart from a vague reference about a phone call you had allegedly made, to an unidentified female, in a local authority department you thought may have been Health and Safety, you don't appear to have done anything to progress this action. I felt you simply clouded the issue by your reference to the need to maintain access to an allegedly registered disabled toilet, which is in fact used by you as a store room and not available for use as a toilet at all, and which you allege was registered some years ago by Greenalls with an unknown body.

Action 3 – Improve staff knowledge and awareness - Introduce a structured system of staff induction training for new bar staff, which they will complete before they authorise the sale of alcohol, and also refresher training at periods no greater than 3 months for existing bar staff which will include:

- Responsible alcohol retailing
- Operation of proof of age scheme 'Challenge 21' for all alcohol sales
- Conflict resolution and making refusals to sell
- Use of refusals register/incident record book
- Outline the detail of and provide a copy of the Premises Licence

Maintain a separate training record for each member of staff receiving any of the above training, retain these records at the premises whilst they remain an employee and make them available for





inspection upon request to a constable or an employee of the Police Authority, Licensing Authority or Trading Standards.

Due date – All existing staff to receive the outlined training by 16/04/08.

Action 3 Response – I noted that you were able to produce sheets signed by Daniel Niblet and Nicky Kettle dated 7/4/08 and one from Heidi Stevens dated 9/4/08 indicating they had received the agreed training. In addition there was a sheet signed by Bradley Whinnett which did not identify what, if any, training he had received and this was not dated. I also saw a sheet with simply the name Katie on it which did not identify what, if any, training she had received and this was also not dated.

I will re-visit you at your premises at 10.00am on Tuesday 29th April 2008 to further review your progress against the action plan.

In the meantime you and your staff should anticipate visits from police staff from time to time and hopefully these will help support your efforts to prevent the unlawful access to alcohol by young people.

Yours sincerely

David Smethurst MIOL

Licensing Officer

c.c Licensing Authority, Congleton Borough Council, Westfields, Middlewich Road, Sandbach  
Sgt Penny Jones, Middlewich Police

Matt Dutton, Business Development Manager, Punch Taverns PLC, Jubilee House, Second Avenue, Burton Upon Trent, Staffordshire, DE14 2WF

On 29/04/08 David Smethurst, Licensing Officer, again met with Mr Chapman at the premises to further review progress against the action plan and once again the following letter summarises that meeting:

Dear John,

I am writing to summarise the content of our meeting held today at your premises. This will enable me to record what was discussed and allow Punch Taverns to have an awareness of what we discussed.

The purpose of my visit was to review your progress against the action plan we agreed at our meeting on 19th March 2008, reviewed on 16th April 2008 and I will again deal with each element in turn:

Action 1 – Poor supervision of premises - Obtain 3 separate quotes from competent companies able to fit a CCTV system covering your premises which will record onto a hard disc capable of retaining unedited images for at least 7 days and which can produce copies if required.

Due date – 16/04/08

Action 1 response - You mentioned having received an estimate from a company called Permavision from Chorley to provide a CCTV system at a cost of £35 a month for 4 years, after which time the system would become yours, a total cost of £1680. You also described having received an estimate from a company in Northwich, whose name you couldn't remember, at a price of £4,000 for 8 cameras. Unfortunately you were not able to actually produce these last two estimates as they were allegedly at your home. Sadly you do not feel able to progress the provision of CCTV as a means of improving supervision, on financial grounds. In the event you decide in the future to install a CCTV system I would urge you to contact me first so that we can discuss the system in greater detail.

Action 2 – Poor supervision of accesses - Explore with the County Fire Brigade and appropriate departments of the local authority if there would be any issues with you utilising fencing and doors sufficiently high to discourage climbing over them, i.e. 6 feet high, which will prevent people from gaining unsupervised access into your smoking area, and then into the building itself, directly from either your own car park or from Hightown directly adjacent to the church. You will have to



give consideration to the type of doors and locks utilised and also suitable signage to ensure adequate emergency exits are maintained.

Unless there are genuine issues raised by the above responsible authorities, which cannot be overcome, you will at your earliest opportunity ensure steps are put in place from 3.00pm every day to prevent access directly onto your premises from your own car park and Hightown as mentioned above. Due date – Review what, if any, issues have been raised by 16/04/08 and what progress has been made.

Action 2 response – Apart from the previous vague reference about a phone call you had allegedly made, to an unidentified female, in a local authority department you thought may have been Health and Safety, you have done nothing further to progress this action. Sadly the lack of any progress means that any potential to reduce the existing four routes into your premises, and again thereby improve supervision has been lost.

Action 3 – Improve staff knowledge and awareness - Introduce a structured system of staff induction training for new bar staff, which they will complete before they authorise the sale of alcohol, and also refresher training at periods no greater than 3 months for existing bar staff which will include:

- Responsible alcohol retailing
- Operation of proof of age scheme 'Challenge 21' for all alcohol sales
- Conflict resolution and making refusals to sell
- Use of refusals register/incident record book
- Outline the detail of and provide a copy of the Premises Licence

Maintain a separate training record for each member of staff receiving any of the above training, retain these records at the premises whilst they remain an employee and make them available for inspection upon request to a constable or an employee of the Police Authority, Licensing Authority or Trading Standards.

Due date – All existing staff to receive the outlined training by 16/04/08.

Action 3 Response – I noted that the situation remained unchanged from my last visit and that there was still a sheet signed by Bradley Whinnett which did not identify what, if any, training he had received and this was not dated. I again noted a sheet with simply the name Katie on it which did not identify what, if any, training she had received and this was also not dated.

In summary you decided at our original meeting to discount many of the potential ideas put forward to potentially help you and your staff in this endeavour and you have failed to deal satisfactorily with any of the three pretty straightforward actions we agreed would form part of your action plan.

I will continue to monitor reports of police visits to and activity at your premises but I do not intend, at this time, routinely visiting you again in the near future.

You and your staff should anticipate visits from police staff from time to time and hopefully these will help support your efforts to prevent the unlawful access to alcohol by young people.

Yours sincerely

David Smethurst MIOL

On the evening of 13/09/08 Police officers visited the Kings Arms and found that a male member of bar staff had sold alcohol to a 16 year old and a 17 year old female. This occurred within his first 35 minutes of working at the premises and he had received no training in age related sales or age related challenges. His only training had been two hours the previous day when he had been shown how to operate the tills and other associated matters. He was verbally cautioned and John Chapman, who attended as a consequence of this incident, was given advice about training staff.

On 3/10/08 a test purchase was conducted at the premises and a male member of staff once again sold alcohol to people under 18 years of age.



At 10.30pm on Friday 14/11/08 Police staff visited the premises and saw several people outside with glasses of beer in Queen Street, who had to be told to take their drinks back inside.

During the latter part of 2009 and early part of 2010 there have been a number of incidents of violence and disorder reported to the police at the Kings Arms, including one where a young female was hit on the head with a glass or bottle causing a cut to her scalp. Consistent elements to the majority of these have been:

1. Mr John Chapman, the premises licence holder and Designated Premises Licence Supervisor, is rarely present during the busy evening trading times and frequently young inexperienced staff have been left to run the premises with low staffing levels. The number and locations of entrances into the premises further complicates adequate supervision by staff.
2. Mr John Chapman does not bring to PubWatch meetings details of incidents of disorder at his premises and of the people involved. In doing so he deprives the other premises in the town of intelligence and information which would enable them to make all their premises safer by excluding the people responsible.
3. The staff at the Kings Arms refuse to co-operate with Police investigations into incidents of violence and disorder which have occurred at the premises. This has frustrated enquiries and as a consequence undermined the Crime and Disorder licensing objective. The premises do not have an incident register as the staff refuse to complete one citing fear of retribution from the offenders who frequent their premises.
4. Young people, some aged under 18 years of age who seemed to be under the influence of alcohol, are sometimes involved in these incidents of disorder thereby increasing their chances of being criminalised by any prosecution or injured if a victim. The staff and management are either unwilling or unable to adequately control access by people under the age of 18 years of age to alcohol and the premises have a widespread reputation for selling alcohol unlawfully to children. Whilst the premises have recently voluntarily implemented a proof of age scheme experience has shown that Mr Chapman cannot be relied upon to always deliver on his undertakings.
5. The lack, until recently, of CCTV has frequently undermined investigations and has not provided any preventative element. Whilst a CCTV system has recently been installed it has blind spots, which undermine supervision, and it does not cover any area outside the building itself.

As a result of the foregoing the Police request that the Licensing Authority give serious consideration to the following being included as conditions on the premises licence at the Kings Arms. These are considered proportionate and necessary measures to promote the licensing objectives at these premises:

1. There shall be two SIA registered door supervisors on duty at each public entrance giving access into the premises from 8pm until the premises close to the public every Friday and Saturday, on the Sunday and Monday of all Bank Holiday Mondays and the Sunday of Middlewich Boat Festival, the Thursday of Easter Weekend, on Christmas Eve, on Boxing Day and on New Years Eve.
2. A register of SIA staff working at the premises shall be maintained, kept at the premises and made available for examination upon request to a constable or an employee of the Police Authority, Local Authority or the SIA. It will record details of all SIA registered staff working at the premises and it will include for each day they work:
  - (i) The full name of each door supervisor.
  - (ii) The full SIA badge number of each door supervisor
  - (iii) The time they arrive at and leave the premises
  - (iv) Their home address
  - (v) The person holding an SIA licence by whom they are employed
3. A CCTV system will be installed at the premises to the satisfaction of the Police Licensing Officer and it must record at all times the premises are open to the public. Unedited images must be retained for at least 14 days and copies made freely available upon request to a constable or



an employee of the Police Authority, Local Authority or the SIA.

4. At all times the premises are open to the public there will be a member of staff on duty who is competent to operate the CCTV system and to provide from it any copies requested.

5. The proof of age scheme 'Challenge 25' will be operated for all sales of alcohol and a record kept of all age related refusals to sell or age related challenges. The only means of identification which may be accepted are a photocard driving licence, a passport or a recognised proof of age card which includes the 'PASS' hologram on it.

6. No one under 18 years of age are to be allowed onto the premises at any time that alcohol is licensed to be sold.

7. A personal licence holder is to be on duty at the premises from 6pm every night until the premises close to the public.

8. No open vessel may be taken out of the premises onto any footpath or highway.

9. The Designated Premises Supervisor, or another responsible member of staff, will regularly attend PubWatch meetings and actively support its aims.

10 A comprehensive and detailed register will be maintained and kept at the premises of all incidents of Crime or Disorder which occur either at or in the immediate environs of the premises and which occur whilst the premises are open to the public.

11 Any member of staff not already the holder of a personal licence must receive training in the operation of the proof of age scheme 'Challenge 25', responsible alcohol retailing and receive a copy of Part 'A' of the premises licence which includes all the conditions BEFORE they are authorised to sell alcohol. The same matters must be covered again at intervals of not more than six months by refresher training to all staff members who do not hold a personal licence. A detailed individual training record must be maintained for every member of staff, be kept at the premises, be retained for at least 12 months after they leave and be made available for inspection upon request to a constable or an employee of the Police Authority or the Local Authority.

12. Whilst the premises are open public access **into** the area commonly referred to as the external smoking area, drinking area or beer garden shall only be from the main pub building itself. Any door, gate or other potential access route from the pub car park or from Hightown into the external smoking area shall be designated a 'Fire Exit' and only used to exit the smoking area. Each of these Fire Exits must be fitted with a secured substantial door or gate which will prevent people readily gaining access into the smoking area, fitted with an approved device which will allow people in the event of an emergency to readily open it only from the inside and make good their escape. Each of these Fire Exits must be fitted with a device which will give both audible and visual warning to the bar server area each time they are opened. Each of these Fire Exits must have a sign displayed both inside and outside them stating that they are for use in an emergency only and that they are alarmed.





**Please tick yes**

Have you made an application for review relating to this premises before ☐

If yes please state the date of that application

Day Month Year

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**If you have made representations before relating to this premises please state what they were and when you made them**



Please tick yes

- I have sent copies of this form and enclosures to the responsible authorities and the premises licence holder or club holding the club premises certificate, as appropriate ☒
- 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 3 – Signatures** (please read guidance note 3)

**Signature of applicant or applicant's solicitor or other duly authorised agent**  
(See guidance note 4). **If signing on behalf of the applicant please state in what capacity.**

Signature

.....

Date

.....

Capacity L

.....

**Contact name (where not previously given) and postal address for correspondence associated with this application** (please read guidance note 5)

Post town

Post Code

Telephone number (if any)

**If you would prefer us to correspond with you using an e-mail address your e-mail address (optional)**

**Notes for Guidance**

1. The ground(s) for review must be based on one of the licensing objectives.
2. Please list any additional information or details for example dates of problems which are included in the grounds for review if available.
3. The application form must be signed.
4. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
5. This is the address which we shall use to correspond with you about this application.



Middlewich  
Cheshire

29<sup>th</sup> March 2010

For the attention of Vilma Robson  
Cheshire East Council

Re Kings Arms licence renewal

Over a period of years I have had on numerous occasions cause to contact the police; issues including Public Safety, Noise nuisance, Threatening behaviour, criminal damage, loss of revenue, loss of business are just a few of the issues I have had to deal with relating to the Kings Arms Public House. On one occasion I was threatened in my own building by the landlady of the Kings Arms; a witness on this occasion was so frightened for her own safety that when I asked the Landlady too politely to leave this woman was so upset she physically fled never to be seen again.

My tenants came to me having been informed that they would loose their parking space if I did not comply with Mr Chapman's instruction not to contact you. This I refused to do, they now no longer have a garage on the pub car park, this could have resulted in loss of tenant. Since they along with myself have had to put up with broken glass, missiles thrown over the wall, noise, fights, damage to their property as well as mine, plus the added stress when I am contacted about these issues. For my part loss of revenue from flats which I am unable to let due to security and safety problems regarding repeated damage, renewal, damage and ultimately total destruction of the electricity meter boxes. Total obliteration of post box repeated damage to side window resulting in this window being permanently boarded up.

Some of the incident numbers:

19/8/08 number 290

27/11/08 crime number 0708357246

22/12/08 crime number 0708387069

3/12/08 crime number 237

Just a few recorded incidents.

Of course you aware of numerous other antisocial problems which have arisen.

In Middlewich many people are working towards improvement of social / anti social, behavioural issues our PCSO's are to be applauded for their work and tireless efforts; however their powers and time are limited. CCTV cameras also have limitations, cooperation of business is a way forward sadly due to lack of compliance Hightown would appear to be a problem area and as a result I seem to be targeted.

Regards

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

# Memo



**To:** Vilma Robson  
**From:** Margaret Hopley  
**Date:** 12/04/2010  
**Subject:** Kings Arms, Licensing Review

I have taken the opportunity to read the licensing review application from Cheshire Police and wish to make the following comments.

Environmental Health has received a number of complaints with regards to various activities at the Kings Arms, 2 Queen Street, Middlewich. Please find below a log of the involvement from Environmental Health and the actions taken.

On 13<sup>th</sup> February 2008 a complaint was received from a local resident with regards to accumulation of cigarette butts outside of the complainants premises and also that of the Kings Arms. It was also noted, during the call that glass bottles were being thrown over the wall and litter on the premises of The Kings Arms. Following this report a letter was sent to the Kings Arms for the attention of Mr John Chapman, informing him of the complaint and a copy of the letter was also sent to Punch Taverns who were at the time the holder of the premises licence.

Mr Chapman responded by email on the 17<sup>th</sup> February 2008 informing me that he had tried to address the issue of litter for a number of years by clearing refuse every few days and that it was an issue that he was aware of.

On 14<sup>th</sup> July 2008 a complaint was received with regards to vehicles going into the car park of the Kings Arms and playing amplified music. A local resident who called with regards to the issue informed the Division that during the weekend cars had been present playing amplified music and had called the Kings Arms to raise the issue. He was informed that action would be taken but after contacting the premises he stated that the cars present commenced blowing their car horns. A letter was again sent to the Kings Arms for the attention of Mr Chapman to inform him of the complaint so then action could be taken to prevent any further nuisance. No response was received from Mr Chapman with regards to the issues raised.

On 28<sup>th</sup> July 2008 a further complaint was received with regards to cars in the car park of the premises causing a nuisance. The complainant informed me that he had visited the premises to request the licensee to taken some action. He was informed that the landlord was not present and was met with an abrupt attitude and requested to leave the premises.

On 16<sup>th</sup> February 2009 a complaint was received from a local resident with regards to individuals gathering in the smoking area that weren't customers to the premises and also raised the issue that glasses were being thrown over the neighbouring fence into gardens. A letter was sent to Mr John Chapman informing him of the fact that complaints had been received and requested for action to be taken to rectify the issue.

Mr John Chapman did contact the Division and I advised him to take action to ensure that people that weren't customers of his premises could not access his smoking area and car park out of opening hours. He informed me that he would try to address the issue but he informed me that he would be unable to completely secure the premises due to individuals needing to access the





## Memo

**Cheshire East  
Council**

garages in the car park. I advised Mr Chapman that he needed to be more diligent with regards to his premises to ensure that such incidents do not re occur in the future.

On 12<sup>th</sup> October 2009 an email was received from a local resident informing me that at on Saturday 10<sup>th</sup> October 2009 at 2 am there was a disturbance in the car park/smoking shelter of the Kings Arms, Middlewich at which time there were still individuals within the premises. Part of the wooden picnic table was thrown over the neighbouring wall into the residential garden and the external electricity boxes were completely smashed off, resulting in the emergency service terminating the power and burying the wires meaning no power to the apartments. The flowerpots at the church had been turned over and a trail of devastation had been caused. The complainant had reported the incidents to the Police as well.

All incidents that have been reported to this Division with regards to criminal damage have been forwarded to the Police to take relevant action.

Due to the continuing concerns and complainants raised by individuals a visit was recently made to the premises by Vilma Robson – Licensing Officer, Sgt Penny Jones and myself and to discuss the continuing concerns and to reiterate the requirements and conditions of the licence. During this meeting all issues previously raised were discussed and Mr Chapman was requested to take action to secure his site so then access could not be made when the premises were closed and to ensure that no individuals throw items into neighbouring properties. Mr Chapman did not respond in a very co-operative manner and seemed to adopt a negative attitude towards the situation and seemed reluctant to rebuild neighbour relationships.

**Margaret Hopley**  
**ENVIRONMENTAL HEALTH OFFICER**





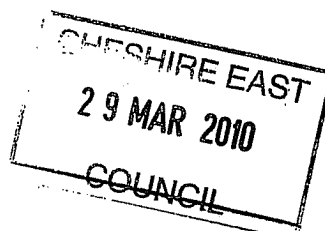
Community Fire Protection Office  
 Crewe Fire Station  
 Crewe Road  
 Crewe  
 Cheshire  
 CW1 6DS  
 Tel: 01270 213246  
 Fax: 01270 589725

Licensing Authority  
 Cheshire East Borough Council  
 Westfields  
 Middlewich Road  
 Sandbach  
 CW11 1HU

Our ref: CDP/CW/X2600198  
 Your ref:  
 Contact: Clive Pickering  
 Tel No: 01270 213246  
 Date: 25 March 2010

Dear Sir/Madam

**LICENSING ACT 2003**



**PREMISES: KINGS ARMS, QUEEN STREET, MIDDLEWICH, CW10 9AR**

Further to the application to review the premises license for the above premises, I can confirm that the fire authority would have no objection to the enclosure of the smoking area at the side of the building, subject to an emergency exit door from the area being provided and maintained available for persons both in the shelter and those leaving the public house.

A copy of this letter has been sent to the Police licensing officer and the premises licence holder:

David Smethurst  
 Police licensing officer  
 Sandbach Police Office  
 Middlewich Road  
 Sandbach  
 CW11 1HU

Mr J Chapman  
 Kings Arms  
 2 Queen Street  
 Middlewich  
 CW10 9AR

If you should require any further information or assistance please contact the Inspecting Officer.

Yours faithfully

**for CHESHIRE FIRE AUTHORITY**



CHESHIRE  
FIRE & RESCUE SERVICE

Chief Fire Officer Paul Hancock

Cheshire Fire and Rescue Service Headquarters • Winsford • Cheshire • CW7 2FQ

Tel: 01606 868700 • Fax: 01606 868712 • [www.cheshirefire.gov.uk](http://www.cheshirefire.gov.uk)



