

CHESHIRE EAST COUNCIL

Minutes of a meeting of the **Licensing Act Sub-Committee**
held on Friday, 3rd February, 2012 at Meeting Room B, Macclesfield Library,
Jordangate, Macclesfield, Cheshire SK10 1EE

PRESENT

Councillor P Whiteley (Chairman)

Councillors C Andrew and L Smetham

OFFICERS IN ATTENDANCE

Mr J Hopper, Licensing Officer

Mrs K Khan, Solicitor

Mrs J Zientek, Democratic Services Officer

44 APPOINTMENT OF CHAIRMAN

RESOLVED – That Councillor P Whiteley be appointed Chairman.

45 DECLARATIONS OF INTEREST

There were no declarations of interest.

46 REVIEW OF PREMISES LICENCE: THE BATHS HOTEL, 40 GREEN STREET, MACCLESFIELD, CHESHIRE

The Sub-Committee considered a report regarding an application for a review of the Premises Licence relating to the Baths Hotel, 40 Green Street, Macclesfield, Cheshire.

The following attended the hearing and made representations with respect to the application:

- the review applicants
- a representative of Cheshire East Council Public Protection & Health
- the designated premises supervisor
- two local residents

After a full hearing of the application and in accordance with the rules of procedure, the Chairman of the Sub-Committee reported that, after taking account of:

- The Secretary of State's Guidance under section 182 of the Licensing Act 2003
- Cheshire East Borough Council's Statement of Licensing Policy
- The four licensing objectives (namely the prevention of crime and disorder, public safety, the prevention of public nuisance, and the protection of children from harm)
- All the evidence, including the oral representations made at the meeting and the written representations of interested parties

the following course of action had been agreed:

RESOLVED

- (a) That live music be removed from the remit of the Premises Licence.
- (b) That the following conditions be imposed on the Premises Licence:
 1. That the location of speakers within the premises shall be agreed with the Environmental Health Department in order to reduce noise transmission to the neighbouring premises.
 2. That a reduction in the area of the beer garden after a prescribed hour, or a suitable alternative method to reduce noise emanating from the beer garden which has been approved by Environmental Health, shall be carried out in agreement with the recommendations of the Environmental Health Service
 3. That matting shall be installed in the cellar of the premises so that barrels are not being rolled over the bare surface of the floor.
 4. That the Designated Premises Supervisor or a person nominated by him shall ensure that the pavement to the front of the premises is swept on a daily basis to prevent an accumulation of litter.
 5. The Designated Premises Supervisor shall maintain communication with the residents of the adjoining dwelling house in relation to the dates on which specific events involving regulated entertainment, such as parties or events which involve the use of a DJ, are to be scheduled.

The licence holder, the review applicant and parties who had made relevant representations were reminded of the right to appeal the decision to the Magistrates Court within 21 days.

47 REVIEW OF PREMISES LICENCE: BARGAIN BOOZE, 47 LONDON ROAD SOUTH, POYNTON, CHESHIRE

The Sub-Committee considered a report regarding an application for a review of the Premises Licence relating to Bargain Booze, 47 London Road South, Poynton, Cheshire.

The following attended the hearing and made representations with respect to the application:

- a representative of Cheshire East Council Consumer Protection and Investigations
- the premises licence holder
- a supporter of the premises licence holder
- a representative of Bargain Booze

After a full hearing of the application and in accordance with the rules of procedure, the Chairman of the Sub-Committee reported that, after taking account of:

- The Secretary of State's Guidance under section 182 of the Licensing Act 2003
- Cheshire East Borough Council's Statement of Licensing Policy
- The four licensing objectives (namely the prevention of crime and disorder, public safety, the prevention of public nuisance, and the protection of children from harm)
- All the evidence, including the oral representations made at the meeting and the written representations of interested parties

the following course of action had been agreed:

RESOLVED – That the following conditions be imposed on the Premises Licence:

1. The store will adopt a Challenge 25 policy.
2. The premises will operate a digital CCTV system with 16 cameras. The CCTV will operate whilst licensable activities are taking place. The CCTV will be available to authorities upon request.
3. The store will operate a refusals register.
4. Staff selling alcohol will be re-trained using the Bargain Booze internal training package every three months. The records will be kept and produced to the authorities upon request.
5. The Designated Premises Supervisor, Krishnadas Bhudia, will attend a BII (British Institute of Innkeeping) Designated Premises Supervisor accredited course within 21 days.
6. The only acceptable forms of ID to be taken within the store will be the UK photo driving licence, a valid passport, or the government approved PASS logo cards.
7. Posters will be displayed around the store to inform customers of the strict Challenge 25 policy.

The licence holder and the review applicant were reminded of the right to appeal the decision to the Magistrates Court within 21 days.

The meeting commenced at 10.00 am and concluded at 2.43 pm

Councillor P Whiteley (Chairman)