

CHESHIRE EAST COUNCIL

Minutes of a meeting of the **Licensing Act Sub-Committee**
held on Wednesday, 30th May, 2012 at Meeting Room B, Macclesfield
Library, Jordangate, Macclesfield, Cheshire SK10 1EE

PRESENT

Councillor P Whiteley (Chairman)

Councillors C Andrew and M Hardy

OFFICERS IN ATTENDANCE

Mr J Hopper, Licensing Officer

Mrs K Khan, Solicitor

Mrs J Zientek, Democratic Services Officer

5 APPOINTMENT OF CHAIRMAN

RESOLVED – That Councillor P Whiteley be appointed Chairman.

6 DECLARATIONS OF INTEREST

There were no declarations of interest.

7 NOTICE OF TEMPORARY EVENT: WARFORD HALL, WARFORD HALL DRIVE, GREAT WARFORD, ALDERLEY EDGE SK9 7TP

The Sub-Committee considered a report regarding a temporary event notice served under the provisions of the Licensing Act 2003 together with an objection notice served in relation to the temporary event notice under section 104 of the Licensing Act 2003.

The following attended the hearing and made representations with respect to the temporary event notice:

- the premises user
- a representative of the premises user
- a representative of the Environmental Health Service

After a full hearing 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 objection notice

for the following reasons:

- the event is due to take place on a Saturday rather than a Sunday;
- there have been demonstrable improvements in the management of the event since the original event in 2010;
- steps were put in place in 2011 to reduce problems associated with vehicles accessing the premises and it has been suggested that these measures would be repeated in relation to the proposed event;
- Environmental Health have confirmed that the number of complaints has reduced from double figures to single figures from 2010 to 2011;
- Environmental Health have confirmed that the complaints received in response to the event in 2011 did not relate to patrons leaving the premises at the end of the night;
- The premises user has made representations in relation to her willingness to take any required steps to mitigate any problems for local residents.

the following course of action had been agreed:

RESOLVED - That a counter notice be not given in this case.

The Environmental Health Service was reminded of the right to appeal the decision to the Magistrates Court within 21 days.

The meeting commenced at 2.00 pm and concluded at 4.20 pm

Councillor P Whiteley (Chairman)