

CHESHIRE EAST COUNCIL

Minutes of a meeting of the **Licensing Act Sub-Committee**
held on Thursday, 3rd January, 2013 at Committee Suite 2/3 - Westfields,
Middlewich Road, Sandbach, CW11 1HZ

PRESENT

Councillor P Whiteley (Chairman)

Councillors G Wait and J Wray

OFFICERS IN ATTENDANCE

Nikki Cadman, Licensing Officer
Fiona Crane, Lawyer
Kim Evans, Licensing Team Leader
Vanessa Selfe, Licensing Admin Officer
Julie Zientek, Democratic Services Officer

25 APPOINTMENT OF CHAIRMAN

RESOLVED – That Councillor P Whiteley be appointed Chairman.

26 DECLARATIONS OF INTEREST

There were no declarations of interest.

27 APPLICATION FOR VARIATION OF PREMISES LICENCE, NEWTON BREWERY INN, 68 WEBBS LANE, MIDDLEWICH

The Sub-Committee considered a report regarding an application to vary the Premises Licence for Newton Brewery Inn 68 Webbs Lane, Middlewich CW10 9DN.

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

- two representatives of the applicant
- a solicitor representing the applicant
- a local resident

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 variation be granted as applied for, subject to the following additional agreed conditions:

1. There shall be no entry or re-entry to the premises after 12 midnight save for existing customers observing the ban on smoking in public places.
2. All necessary steps shall be taken to ensure that any noise from the premises shall not be at a level which could cause a noise nuisance at the boundary of the nearest residential premises, therefore:
 - Refuse such as bottles shall be disposed of from the premises at a time (ie between 9am to 9pm) when it is not likely to cause a nuisance to residents in the vicinity of the premises.
 - 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 area quietly.
 - No nuisance shall be caused by noise coming from the premises or by vibration transmitted through the structure of the premises.
 - When regulated entertainment takes place, all windows and external doors shall be kept closed except to allow access and egress.

The applicant and parties who had made relevant representations 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 11.20 am

Councillor P Whiteley (Chairman)