

CHESHIRE EAST COUNCIL

Minutes of a meeting of the **Licensing Act Sub-Committee**
held on Thursday, 22nd November, 2018 at Council Chamber - Town Hall,
Macclesfield, SK10 1EA

PRESENT

Councillor S Davies (Chairman)

Councillors M Parsons and M Warren

OFFICERS IN ATTENDANCE

Jennifer Knight, Senior Licensing Officer
Nathan Murphy, Licensing Officer
Aoife Ryan, Lawyer
Julie Zientek, Democratic Services Officer

19 APPOINTMENT OF CHAIRMAN

RESOLVED –That Councillor S Davies be appointed Chairman.

20 DECLARATIONS OF INTEREST

There were no declarations of interest.

21 APPLICATION TO VARY A PREMISES LICENCE - VICTOR'S, 46 LONDON ROAD, ALDERLEY EDGE SK9 7DZ

This application was withdrawn prior to the meeting.

22 APPLICATION TO VARY A PREMISES LICENCE - THE BOTANIST, 41A KING STREET, KNUTSFORD WA16 6DW

The Sub-Committee considered a report regarding an application to vary a premises licence for The Botanist, 41a King Street, Knutsford WA16 6DW.

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

- two representatives of 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 application to vary a premises licence be granted as applied for, subject to:

- (a) The conditions proposed by Cheshire Police, as set out in Appendix 3 of the report.
- (b) The conditions proposed by the Council's Environmental Protection Team, as set out in Appendix 4 of the report.
- (c) The following additional conditions proposed by the applicant:
 1. A Smoking Policy and Dispersal Policy shall be implemented and adhered to.
 2. The external area shall cease to be used for drinking and dining at 23:00 daily.
 3. SIA registered door supervisor(s) shall be employed at the premises from 22:00 until close on Fridays and Saturdays. At all other times, SIA registered door supervisor(s) shall be employed in accordance with a risk assessment to be carried out by the DPS.
 4. The premises shall provide a contact telephone number for local residents so that contact can be made immediately if any issues arise.
 5. No admission shall be permitted to the premises after 00:30 on Friday and Saturday (save for returning smokers).

The Applicant and Parties who had made relevant representations were reminded of their right to appeal this decision to the Magistrates' Court within 21 days of service of the written notice of the decision.

The meeting commenced at 10.00 am and concluded at 10.45 am

Councillor S Davies (Chairman)