

Licensing Act Sub-Committee

Agenda

Date: Monday, 26th September, 2022
Time: 2.00 pm
Venue: Committee Suite 1,2 & 3, Westfields, Middlewich Road,
Sandbach CW11 1HZ

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 top of each report.

It should be noted that Part 1 items of Cheshire East Council decision making meetings are audio recorded and the recordings will be uploaded to the Council's website

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 disclosable pecuniary and non-pecuniary interests in any item on the agenda and for Members to declare if they have pre-determined any item on the agenda.

3. **Application for a Premises Licence - The Vault, 19 Crewe Road, Alsager ST7 2EP** (Pages 7 - 68)

To consider the above application.

THERE ARE NO PART TWO ITEMS

Membership: Councillors S Akers Smith, D Edwardes and A Harewood

For requests for further information

Contact: Helen Davies

Tel: 01270 685705

E-Mail: helen.davies@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.

1	Chairman	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)
2	Licensing Officer	Will introduce and summarise the application, highlighting areas of contention or dispute.
3	Committee Members	May ask questions of the Licensing Officer
4	Applicant	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>

5	Responsible Authorities (who have made representations)	Each in turn may ask <u>questions</u> of the applicant, by way of clarification.
6	Other Persons (who have made representations)	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	Committee Members	Each in turn may ask <u>questions</u> of the applicant.
8	Applicant	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	Responsible Authorities	Will make their representations.
10	Applicant	Or his representative or witnesses to ask <u>questions</u> of Responsible Authorities represented at the meeting, by way of clarification.
11	Other Persons (who have made representations)	May ask <u>questions</u> of the Responsible Authorities represented at the meeting, by way of clarification. (Note: This is not the point at which they should be stating their objections.)
12	Committee Members	May ask <u>questions</u> of the Responsible Authorities represented at the meeting
13	Other Persons (who have made representations)	Those who have objected to the application will be invited <u>to make observations on the application</u> and present the bases of their objections.
15	Applicant	Or his representative or witnesses may ask <u>questions</u> of the other persons, by way of clarification.
16	Committee Members	May ask <u>questions</u> of the other persons.
17	Chairman	To invite both Responsible Authorities and Other Persons to make their closing addresses.

18	Applicant	Or his representative will <u>briefly summarise the application</u> and comment on the observations and any suggested conditions.
19	Committee	<u>Will retire</u> to consider the application. The Committee may request the Legal Advisor to advise on legal issues.
20	Committee	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.

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. Other Persons 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.



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Licensing Act Sub-Committee

Date of Meeting:	26 th September 2022 at 14:00hrs
Report Title:	Application for a Premises Licence – The Vault, 19 Crewe Road, Alsager ST7 2EP
Report of:	Jayne Traverse, Executive Director – Place
Report Reference No:	To be provided by Democratic Services
Ward(s) Affected:	Alsager

1. Purpose of Report

- 1.1. To allow Members of the Sub-Committee to determine a contested application for the grant of a premises licence made under the Licensing Act 2003 for the following premises:

The Vault, 19 Crewe Road, Alsager ST7 2EP

2. Executive Summary

- 2.1 The report provides details of an application for a new Premises Licence, under section 17 of the Licensing Act 2003 and outlines the evidence presented by the parties in relation to the application.

3. Recommendations

- 3.1. The Licensing Act Sub-Committee is requested to consider the application and any relevant representations and determine what steps, if any, it considers are appropriate to promote the Licensing Objectives.
- 3.2. Acting in the capacity of the Licensing Authority, Members must seek to promote the Licensing Objectives and where Members consider that matters have engaged one or more of the Objectives, they may exercise their discretion. The Licensing Objectives are:
- The prevention of crime and disorder

- Public Safety
- The prevention of public nuisance
- The protection of children from harm

3.3. Members of the Licensing Sub-Committee are reminded that they may not exercise discretion in any case, merely because it considers it desirable to do so. Careful consideration should be given to the application and the evidence presented by the parties in relation to the application.

3.4. Finally, Members are also reminded that in determining the application, consideration also needs to be given to:

- a) The rules of natural justice
- b) The provisions of the Human Rights Act 1998

4. Reasons for Recommendations

4.1. The Licensing Act Sub-Committee has the power to determine this application in accordance with the provisions of the Licensing Act 2003 and the Council's Constitution.

5. Other Options Considered

5.1. Not applicable

6. Background

6.1. On 2nd August 2022 an application was received by the Licensing Team for the grant of a Premises Licence. The application was then distributed to the Responsible Authorities for consultation.

6.2. A copy of the full application and plan is attached to this report at **Appendix 1**.

6.3. A map of the area in which the premises is located is attached to this report at **Appendix 5**.

6.4. The operating schedule indicates that the relevant licensing activities applied for are:

- Provision of live music (indoors)
- Provision of recorded music (indoors and outdoors)
- Provision of late-night refreshment (indoors)
- Provision of the supply of alcohol (for consumption on the premises)

6.5. The hours applied for are as follows:

6.5.1 Standard days and timings

- Provision live music (indoors)
Thursday to Saturday – 21:00hrs to 00:00hrs
Sunday – 12:00hrs to 23:00hrs
- Provision of recorded music (indoors and outdoors), late night refreshment (indoors)
Thursday to Sunday 12:00hrs to 00:00hrs
- Supply of alcohol (indoors)
Thursday to Saturday – 12:00hrs to 23:30hrs
Sunday – 12:00hrs to 22:00hrs

6.5.2 Non Standard Timings and Seasonal Variation

- Provision of live music (indoors)

Christmas Eve, Christmas Day or New Years Eve that falls on a Monday, Tuesday or Wednesday live music is requested between 18:00hrs – 00:00hrs
- Provision of recorded music (indoors and outdoors)

Christmas Eve, Christmas Day or New Years Eve that fall on a Monday, Tuesday or Wednesday recorded music is requested between 12:00hrs – 00:00hrs
- Provision of late night refreshment (indoors)

Christmas Eve, Christmas Day or New Years Eve that fall on a Monday, Tuesday or Wednesday late night refreshment is requested between 12:00hrs - 00:00hrs
- Supply of alcohol (indoors)

Christmas Eve, Christmas Day or New Years Eve that fall on a Monday, Tuesday or Wednesday supply of alcohol is requested between 12:00hrs – 23:30hrs

6.6. The operating schedule indicates that the hours the premises are open to the public are:

- Thursday to Sunday – 11:00hrs to 00:00hrs.

- The outside courtyard area to be closed a 22:00hrs each day.
- Non standard timings and seasonal variations to be those set out in paragraph 6.5.2 above.

6.7. Since the submission of the original application, as a result of representations made by members of the public, the applicant has submitted amendments to the details of the original application and confirmation that the amendments should be applied. These are attached as **Appendix 6** and **Appendix 7** to the report.

7. Consultation and Engagement

7.1. Consultation in respect of submission of the application for the grant of a Premises Licence is prescribed in the Licensing Act 2003 and has been fully complied with.

7.2. During the consultation period, the applications was advertised on the Council's website and the notices required to be displayed at the premises were inspected on 04/08/2022. The last date for representations to be made was 30th August 2022. The Licensing Team have also confirmed that the newspaper notice was published in accordance with the legislative requirements.

Responsible Authorities

7.3. The Licensing Authority has received agreed conditions to be attached to the premises licence from Cheshire Police and Cheshire East Council's Environmental Protection Team. These conditions have been agreed to by the applicant, the conditions are attached at **Appendix 2** and **Appendix 3**.

Other Persons

7.4. The Council has received six (6) representations against the application from members of the public. Copies of the representations are attached to this report at **Appendix 4**.

8. Implications

8.1. Legal

8.1.1. The Sub Committee must determine this application in accordance with section 18 of the Licensing Act 2003. To do so otherwise would render its determination unlawful and invalid.

8.1.2. In accordance with the provisions of section 18 (3)(b) of the Licensing Act 2003 the Licensing Authority Sub Committee must, having regard to the representations, made in this application take such steps (if any) as it considers appropriate for the promotion of the licensing objectives.

8.1.3. Section 18 (4) provides that the authority may:

- a) Grant the licence subject to conditions as are consistent with the operating schedule accompanying the application, modified to such extent as the authority considers appropriate for the promotion of the licensing objectives and any mandatory conditions that must be included on the licence in accordance with the Licensing Act 2003
- b) Exclude from the scope of the licence any of the Licensable Activities to which the application relates
- c) Refuse to specify a person in the licence as the Premises Supervisor
- d) Reject the application

8.1.4. Members are reminded that should any conditions be added, they should be practical, enforceable and appropriate to promote the Licensing Objectives.

8.1.5. Members are also reminded of the statutory obligation placed on the Local Authority under section 17 of the Crime and Disorder Act 1998 to through all of its various functions, and Licensing is one of those functions to do all that it can to prevent Crime and disorder, Anti-social Behaviour, behaviour adversely affecting the environment and reoffending.

8.1.6. Members must give reasons for their determination and notice of it must be communicated to the parties to this application. If Members depart from the Statutory Guidance or the Council's Statement of Licensing Policy then their decision notice must set out the reasons for doing so.

8.2. Finance

8.2.1. There are no financial implications

8.3. Policy

8.3.1. The Licensing Authority has adopted a Statement of Licensing Policy in accordance with section 5 of the Licensing Act 2003.

8.3.2. The Licensing Authority must also have due regard to the guidance issued under section 182 of the Licensing Act 2003.

8.3.3. Members should provide reason(s) for any decision taken and should set out the reasoning where they determine to depart in any way from the Policy or Guidance.

8.4. Equality

8.4.1. There are no equality implications

8.5. Human Resources

8.5.1. There are no human resources implications

8.6. Risk Management

8.6.1. The Licensing Sub-Committee will hear representations made on behalf of both the applicant and the 'relevant person' who has submitted their representation and will make a decision on the basis of the evidence presented to it. The Licensing Act 2003 makes provision for appeal to the Magistrates' Court of any decision made by the Licensing Authority

8.7. Rural Communities

8.7.1. There are no implications for rural communities

8.8. Children and Young People/Cared for Children

8.8.1. There are no implications for children and young people

8.9. Public Health

8.9.1. There are no direct implications for public health

8.10. Climate Change

8.10.1. There are no implications for climate change

Access to Information	
Contact Officer:	Amanda Andrews, Licensing Enforcement Officer Licensing@Cheshireeast.gov.uk 0300 123 5015
Appendices:	Appendix 1 – Application and plan of the premises Appendix 2 – Cheshire Police Agreed Conditions Appendix 3 - Environmental Health Agreed Conditions Appendix 4 – Representations from members of the public Appendix 5 – Map of the Area Appendix 6 – Amendments to the original application submitted by the Applicant dated 7 th September 2022 Appendix 7 – Confirmation email from the applicant dated 12 th September 2022
Background Papers:	Statutory Guidance issued under section 182 of the Licensing Act 2003 Council's Statement of Licensing Policy published under section 5 of the Licensing Act 2003



Cheshire East
Application for a premises licence
Licensing Act 2003

For help contact
licensing@cheshireeast.gov.uk
 Telephone: 0300 123 5015

* required information

Section 1 of 21

You can save the form at any time and resume it later. You do not need to be logged in when you resume.

System reference This is the unique reference for this application generated by the system.

Your reference You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.

Are you an agent acting on behalf of the applicant? Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

Yes No

Applicant Details

* First name
 * Family name
 * E-mail
 Main telephone number Include country code.
 Other telephone number

Indicate here if you would prefer not to be contacted by telephone

Are you:

Applying as a business or organisation, including as a sole trader
 Applying as an individual

A sole trader is a business owned by one person without any special legal structure. Applying as an individual means you are applying so you can be employed, or for some other personal reason, such as following a hobby.

Applicant Business

Is your business registered in the UK with Companies House? Yes No Note: completing the Applicant Business section is optional in this form.

Registration number

Business name If your business is registered, use its registered name.

VAT number Put "none" if you are not registered for VAT.

Legal status

Continued from previous page...Your position in the business Home country

The country where the headquarters of your business is located.

Registered Address

Address registered with Companies House.

Building number or name Street District City or town County or administrative area Postcode Country **Section 2 of 21****PREMISES DETAILS**

I/we, as named in section 1, apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in section 2 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003.

Premises Address

Are you able to provide a postal address, OS map reference or description of the premises?

 Address OS map reference Description
Postal Address Of PremisesBuilding number or name Street District City or town County or administrative area Postcode Country **Further Details**Telephone number Non-domestic rateable value of premises (£)

Section 3 of 21**APPLICATION DETAILS**

In what capacity are you applying for the premises licence?

- An individual or individuals
- A limited company / limited liability partnership
- A partnership (other than limited liability)
- An unincorporated association
- Other (for example a statutory corporation)
- A recognised club
- A charity
- The proprietor of an educational establishment
- A health service body
- A person who is registered under part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales
- A person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 in respect of the carrying on of a regulated activity (within the meaning of that Part) in an independent hospital in England
- The chief officer of police of a police force in England and Wales

Confirm The Following

- I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities
- I am making the application pursuant to a statutory function
- I am making the application pursuant to a function discharged by virtue of Her Majesty's prerogative

Section 4 of 21**NON INDIVIDUAL APPLICANTS**

Provide name and registered address of applicant in full. Where appropriate give any registered number. In the case of a partnership or other joint venture (other than a body corporate), give the name and address of each party concerned.

Non Individual Applicant's Name

Name

Details

Registered number (where applicable)

Description of applicant (for example partnership, company, unincorporated association etc)

Continued from previous page...

Limited Company

Address

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Contact Details

E-mail

Telephone number

Other telephone number

* Date of birth

* Nationality [Documents that demonstrate entitlement to work in the UK](#)

Section 5 of 21**OPERATING SCHEDULE**

When do you want the premises licence to start? / /
dd mm yyyy

If you wish the licence to be valid only for a limited period, when do you want it to end / /
dd mm yyyy

Provide a general description of the premises

For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies you must include a description of where the place will be and its proximity to the premises.

The premises is on a main road in town with a courtyard for customers out at the front. Staff parking only to the rear. The premises consists of a main restaurant as you enter and a cocktail lounge to the left. The bar is right at the back of the building and the kitchen and staff area to the right. The main toilets are located upstairs with a private office. There are other offices upstairs used by other businesses. The disabled toilet is to the right of the bar. Licensed restaurant, serving

Continued from previous page...

Lunch and dinner then when the kitchen closes, bar service of drinks. Music to be played throughout the day in the venue with a DJ on selected nights.

If 5,000 or more people are expected to attend the premises at any one time, state the number expected to attend

Section 6 of 21

PROVISION OF PLAYS

[See guidance on regulated entertainment](#)

Will you be providing plays?

Yes No

Section 7 of 21

PROVISION OF FILMS

[See guidance on regulated entertainment](#)

Will you be providing films?

Yes No

Section 8 of 21

PROVISION OF INDOOR SPORTING EVENTS

[See guidance on regulated entertainment](#)

Will you be providing indoor sporting events?

Yes No

Section 9 of 21

PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

[See guidance on regulated entertainment](#)

Will you be providing boxing or wrestling entertainments?

Yes No

Section 10 of 21

PROVISION OF LIVE MUSIC

[See guidance on regulated entertainment](#)

Will you be providing live music?

Yes No

Standard Days And Timings

MONDAY

Start

End

Start

End

Give timings in 24 hour clock. (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

Continued from previous page...

TUESDAY

Start	<input type="text"/>	End	<input type="text"/>
Start	<input type="text"/>	End	<input type="text"/>

WEDNESDAY

Start	<input type="text"/>	End	<input type="text"/>
Start	<input type="text"/>	End	<input type="text"/>

THURSDAY

Start	<input type="text" value="21:00"/>	End	<input type="text" value="00:00"/>
Start	<input type="text"/>	End	<input type="text"/>

FRIDAY

Start	<input type="text" value="21:00"/>	End	<input type="text" value="00:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SATURDAY

Start	<input type="text" value="21:00"/>	End	<input type="text" value="00:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SUNDAY

Start	<input type="text" value="12:00"/>	End	<input type="text" value="23:00"/>
Start	<input type="text"/>	End	<input type="text"/>

Will the performance of live music take place indoors or outdoors or both?

Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.

- Indoors
 Outdoors
 Both

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

We intend on having a DJ on select weekend nights, we have a built in DJ booth but he doesn't bring extra speakers. His computer will plug directly in to the venues speakers. The music will be played at a louder volume than usual but we have a decibel system in place.

State any seasonal variations for the performance of live music

For example (but not exclusively) where the activity will occur on additional days during the summer months.

In the event that Christmas Eve, Christmas Day or New Year's Eve fall on a Monday we would like to have live music between 18:00 - 00:00
 In the event that Christmas Eve, Christmas Day or New Year's Eve fall on a Tuesday we would like to have live music between 18:00 - 00:00
 In the event that Christmas Eve, Christmas Day or New Year's Eve fall on a Wednesday we would like to have live music between 18:00 - 00:00

For any other dates not listed, a temporary event notice will be submitted.

Continued from previous page...

Non-standard timings. Where the premises will be used for the performance of live music at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

In the event that Christmas Eve, Christmas Day or New Year's Eve fall on a Monday we would like to have live music between 18:00 - 00:00

In the event that Christmas Eve, Christmas Day or New Year's Eve fall on a Tuesday we would like to have live music between 18:00 - 00:00

In the event that Christmas Eve, Christmas Day or New Year's Eve fall on a Wednesday we would like to have live music between 18:00 - 00:00

Section 11 of 21

PROVISION OF RECORDED MUSIC

[See guidance on regulated entertainment](#)

Will you be providing recorded music?

- Yes No

Standard Days And Timings

MONDAY

Start

End

Start

End

Give timings in 24 hour clock. (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

Continued from previous page...

SUNDAY

Start End Start End

Will the playing of recorded music take place indoors or outdoors or both?

Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.

 Indoors Outdoors Both

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

Playing of recorded music in the restaurant and on the courtyard out at the front of the venue. The music will be played through our sound system at a background noise level.

State any seasonal variations for playing recorded music

For example (but not exclusively) where the activity will occur on additional days during the summer months.

In the event that Christmas Eve, Christmas Day or New Year's Eve fall on a Monday we would like to have recorded music between 12:00 - 00:00

In the event that Christmas Eve, Christmas Day or New Year's Eve fall on a Tuesday we would like to have recorded music between 12:00 - 00:00

In the event that Christmas Eve, Christmas Day or New Year's Eve fall on a Wednesday we would like to have recorded music between 12:00 - 00:00

Non-standard timings. Where the premises will be used for the playing of recorded music at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

In the event that Christmas Eve, Christmas Day or New Year's Eve fall on a Monday we would like to have recorded music between 12:00 - 00:00

In the event that Christmas Eve, Christmas Day or New Year's Eve fall on a Tuesday we would like to have recorded music between 12:00 - 00:00

In the event that Christmas Eve, Christmas Day or New Year's Eve fall on a Wednesday we would like to have recorded music between 12:00 - 00:00

Section 12 of 21**PROVISION OF PERFORMANCES OF DANCE**[See guidance on regulated entertainment](#)

Will you be providing performances of dance?

 Yes No
Section 13 of 21**PROVISION OF ANYTHING OF A SIMILAR DESCRIPTION TO LIVE MUSIC, RECORDED MUSIC OR PERFORMANCES OF DANCE**[See guidance on regulated entertainment](#)

Will you be providing anything similar to live music, recorded music or performances of dance?

 Yes No
Section 14 of 21

Continued from previous page...

LATE NIGHT REFRESHMENT

Will you be providing late night refreshment?

- Yes No

Standard Days And Timings

MONDAY

Start

End

Start

End

Give timings in 24 hour clock.
(e.g., 16:00) and only give details for the days
of the week when you intend the premises
to be used for the activity.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

Will the provision of late night refreshment take place indoors or outdoors or both?

- Indoors Outdoors Both

Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

Providing late night refreshment in terms of hot and cold drinks until closing time.

Continued from previous page...

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

In the event that Christmas Eve, Christmas Day or New Year's Eve fall on a Monday we would like to have late night refreshment between 12:00 - 00:00

In the event that Christmas Eve, Christmas Day or New Year's Eve fall on a Tuesday we would like to have late night refreshment between 12:00 - 00:00

In the event that Christmas Eve, Christmas Day or New Year's Eve fall on a Wednesday we would like to have late night refreshment between 12:00 - 00:00

Non-standard timings. Where the premises will be used for the supply of late night refreshments at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

In the event that Christmas Eve, Christmas Day or New Year's Eve fall on a Monday we would like to have late night refreshment between 12:00 - 00:00

In the event that Christmas Eve, Christmas Day or New Year's Eve fall on a Tuesday we would like to have late night refreshment between 12:00 - 00:00

In the event that Christmas Eve, Christmas Day or New Year's Eve fall on a Wednesday we would like to have late night refreshment between 12:00 - 00:00

Section 15 of 21

SUPPLY OF ALCOHOL

Will you be selling or supplying alcohol?

- Yes No

Standard Days And Timings

MONDAY

Start

End

Start

End

Give timings in 24 hour clock. (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

Continued from previous page...

FRIDAY

Start	<input type="text" value="12:00"/>	End	<input type="text" value="23:30"/>
Start	<input type="text"/>	End	<input type="text"/>

SATURDAY

Start	<input type="text" value="12:00"/>	End	<input type="text" value="23:30"/>
Start	<input type="text"/>	End	<input type="text"/>

SUNDAY

Start	<input type="text" value="12:00"/>	End	<input type="text" value="22:00"/>
Start	<input type="text"/>	End	<input type="text"/>

Will the sale of alcohol be for consumption:

- On the premises
 Off the premises
 Both

If the sale of alcohol is for consumption on the premises select on, if the sale of alcohol is for consumption away from the premises select off. If the sale of alcohol is for consumption on the premises and away from the premises select both.

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

In the event that Christmas Eve, Christmas Day or New Year's Eve fall on a Monday we would like to sell or supply alcohol between 12:00 - 23:30
 In the event that Christmas Eve, Christmas Day or New Year's Eve fall on a Tuesday we would like to sell or supply alcohol between 12:00 - 23:30
 In the event that Christmas Eve, Christmas Day or New Year's Eve fall on a Wednesday we would like to sell or supply alcohol between 12:00 - 23:30

Non-standard timings. Where the premises will be used for the supply of alcohol at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

In the event that Christmas Eve, Christmas Day or New Year's Eve fall on a Monday we would like to sell or supply alcohol between 12:00 - 23:30
 In the event that Christmas Eve, Christmas Day or New Year's Eve fall on a Tuesday we would like to sell or supply alcohol between 12:00 - 23:30
 In the event that Christmas Eve, Christmas Day or New Year's Eve fall on a Wednesday we would like to sell or supply alcohol between 12:00 - 23:30

State the name and details of the individual whom you wish to specify on the licence as premises supervisor

Name

First name

Family name

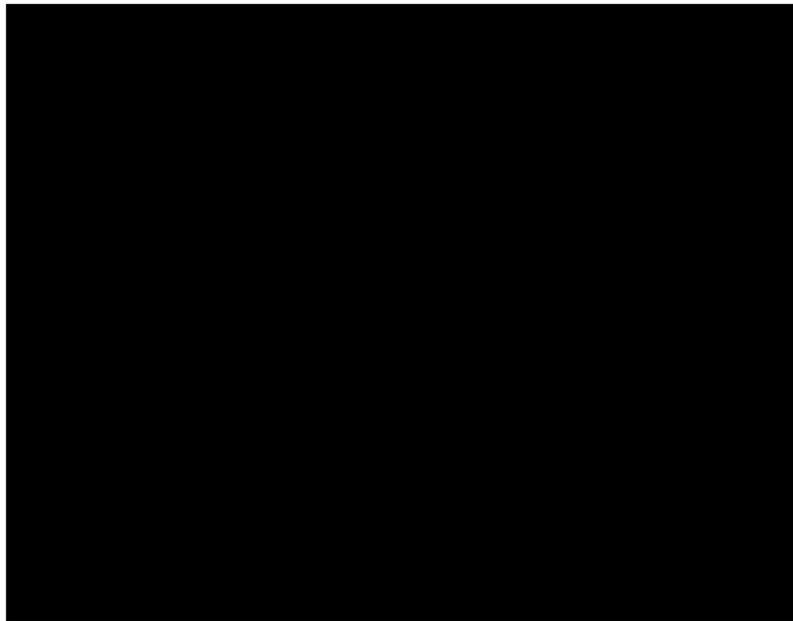
Date of birth

dd mm yyyy

Continued from previous page...

Enter the contact's address

Building number or name
 Street
 District
 City or town
 County or administrative area
 Postcode
 Country
 Personal Licence number
 (if known)
 Issuing licensing authority
 (if known)



PROPOSED DESIGNATED PREMISES SUPERVISOR CONSENT

How will the consent form of the proposed designated premises supervisor be supplied to the authority?

- Electronically, by the proposed designated premises supervisor
- As an attachment to this application

Reference number for consent form (if known)

If the consent form is already submitted, ask the proposed designated premises supervisor for its 'system reference' or 'your reference'.

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ADULT ENTERTAINMENT

Highlight any adult entertainment or services, activities, or other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children

Give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups etc gambling machines etc.

N/A

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HOURS PREMISES ARE OPEN TO THE PUBLIC

Standard Days And Timings

MONDAY

Start

End

Start

End

Give timings in 24 hour clock. (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

Continued from previous page...

TUESDAY

Start	<input type="text"/>	End	<input type="text"/>
Start	<input type="text"/>	End	<input type="text"/>

WEDNESDAY

Start	<input type="text"/>	End	<input type="text"/>
Start	<input type="text"/>	End	<input type="text"/>

THURSDAY

Start	<input type="text" value="11:00"/>	End	<input type="text" value="00:00"/>
Start	<input type="text"/>	End	<input type="text"/>

FRIDAY

Start	<input type="text" value="11:00"/>	End	<input type="text" value="00:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SATURDAY

Start	<input type="text" value="11:00"/>	End	<input type="text" value="00:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SUNDAY

Start	<input type="text" value="11:00"/>	End	<input type="text" value="00:00"/>
Start	<input type="text"/>	End	<input type="text"/>

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

In the event that Christmas Eve, Christmas Day or New Year's Eve fall on a Monday we would like our opening hours to be between 11:00 - 00:00
 In the event that Christmas Eve, Christmas Day or New Year's Eve fall on a Tuesday we would like our opening hours to be between 11:00 - 00:00
 In the event that Christmas Eve, Christmas Day or New Year's Eve fall on a Wednesday we would like our opening hours to be between 11:00 - 00:00

Non standard timings. Where you intend to use the premises to be open to the members and guests at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

In the event that Christmas Eve, Christmas Day or New Year's Eve fall on a Monday we would like our opening hours to be between 11:00 - 00:00
 In the event that Christmas Eve, Christmas Day or New Year's Eve fall on a Tuesday we would like our opening hours to be between 11:00 - 00:00
 In the event that Christmas Eve, Christmas Day or New Year's Eve fall on a Wednesday we would like our opening hours to be between 11:00 - 00:00

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Continued from previous page...

LICENSING OBJECTIVES

Describe the steps you intend to take to promote the four licensing objectives:

a) General – all four licensing objectives (b,c,d,e)

List here steps you will take to promote all four licensing objectives together.

We have a fire marshal and a first aider on site at all times. If for any reason two first aiders or marshals are on site, each will know their particular job.

All staff will be trained fully on what to do when:

There is a fire, evacuation processes and assembly points.

In the event of a first aid situation, staff members will know who the first aiders are and the steps they need to follow.

Staff will be pro active in cleaning as they go to reduce glass and crockery etc on tables.

There will be enough staff on shift to make sure all areas have someone.

All training will be regularly refreshed.

We will have door security present on certain nights that will ask for ID before entry and keep a count of how many people are in the building to reduce risks.

b) The prevention of crime and disorder

We will have door supervisors on the weekend that are licensed.

We will have CCTV throughout the premises and surrounding area and recordings will be kept for an appropriate period.

All bottles and empty glasses will be cleared as soon as the contents are empty and bottle bins will not be accessible to the public.

We will not overcrowd the venue by mostly operating with seated service.

The venue will operate a strict no drugs policy. Frequent toilet checks will be made by staff and security and a drugs register will be maintained.

Individuals will be refused service of alcohol if they are believed to be intoxicated or under the influence

If a situation escalates the correct authorities will be contacted

c) Public safety

We have conducted a fire assessment and all exit doors are easily accessible without locks.

Notices explaining the actions to be taken in the event of a fire will be prominently displayed and well kept.

Fire drill and emergency lighting tests will be carried out regularly and a record will be kept.

First aid equipment will be readily available and correctly stocked. At least one first aider will be on shift at all times.

Any form of abuse towards staff or other guests will not be tolerated and they will be asked to leave the premises

d) The prevention of public nuisance

Doors and windows will be kept closed when our DJ is playing and the building has air conditioning to avoid the need to open them.

All the windows are double glazed.

Disposal of empty bottles in to bins will not take place between 20.00 and 10.00 to minimize disturbance to nearby houses

The outside courtyard area that plays music will be closed off and empty at 22:00.

All ventilation systems are designed and maintained so as to prevent noxious smells causing a disturbance.

there will be a notice near the entrance reminding guests to be respectful of the neighbors and leave the premises quietly

A list of people authorized to sell alcohol will be kept on site

e) The protection of children from harm

Alcohol will not be served to anyone under the age of 18.

A strict challenge 25 system will be in place and a record of refusals will be kept.

All customers under 18 will be required to be accompanied by a responsible adult and will not be permitted in the premises

Continued from previous page...

after 21:00.

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NOTES ON DEMONSTRATING ENTITLEMENT TO WORK IN THE UK

Entitlement to work/immigration status for individual applicants and applications from partnerships which are not limited liability partnerships:

A licence may not be held by an individual or an individual in a partnership who is resident in the UK who:

- does not have the right to live and work in the UK; or
- is subject to a condition preventing him or her from doing work relating to the carrying on of a licensable activity.

Any premises licence issued in respect of an application made on or after 6 April 2017 will become invalid if the holder ceases to be entitled to work in the UK.

Applicants must demonstrate that they have an entitlement to work in the UK and are not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity. They do this in one of two ways: 1) by providing with this application copies or scanned copies of the documents listed below (which do not need to be certified), or 2) by providing their 'share code' to enable the licensing authority to carry out a check using the Home Office online right to work checking service (see below).

Documents which demonstrate entitlement to work in the UK

- An expired or current passport showing the holder, or a person named in the passport as the child of the holder, is a British citizen or a citizen of the UK and Colonies having the right of abode in the UK [please see note below about which sections of the passport to copy].
- An expired or current passport or national identity card showing the holder, or a person named in the passport as the child of the holder, is a national of a European Economic Area country or Switzerland.
- A Registration Certificate or document certifying permanent residence issued by the Home Office to a national of a European Economic Area country or Switzerland.
- A Permanent Residence Card issued by the Home Office to the family member of a national of a European Economic Area country or Switzerland.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder indicating that the person named is allowed to stay indefinitely in the UK, or has no time limit on their stay in the UK.
- A **current** passport endorsed to show that the holder is exempt from immigration control, is allowed to stay indefinitely in the UK, has the right of abode in the UK, or has no time limit on their stay in the UK.
- A **current** Immigration Status Document issued by the Home Office to the holder with an endorsement indicating that the named person is allowed to stay indefinitely in the UK or has no time limit on their stay in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the Channel Islands, the Isle of Man or Ireland **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A certificate of registration or naturalisation as a British citizen, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.

Continued from previous page...

- A **current** passport endorsed to show that the holder is allowed to stay in the UK and is currently allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder which indicates that the named person can currently stay in the UK and is allowed to work relation to the carrying on of a licensable activity.
- A **current** Residence Card issued by the Home Office to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights or residence.
- A **current** Immigration Status Document containing a photograph issued by the Home Office to the holder with an endorsement indicating that the named person may stay in the UK, and is allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A Certificate of Application, **less than 6 months old**, issued by the Home Office under regulation 18(3) or 20(2) of the Immigration (European Economic Area) Regulations 2016, to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence.
- Reasonable evidence that the person has an outstanding application to vary their permission to be in the UK with the Home Office such as the Home Office acknowledgement letter or proof of postage evidence, or reasonable evidence that the person has an appeal or administrative review pending on an immigration decision, such as an appeal or administrative review reference number.
- Reasonable evidence that a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence in exercising treaty rights in the UK including:-
 - evidence of the applicant's own identity – such as a passport,
 - evidence of their relationship with the European Economic Area family member – e.g. a marriage certificate, civil partnership certificate or birth certificate, and
 - evidence that the European Economic Area national has a right of permanent residence in the UK or is one of the following if they have been in the UK for more than 3 months:
 - (i) working e.g. employment contract, wage slips, letter from the employer,
 - (ii) self-employed e.g. contracts, invoices, or audited accounts with a bank,
 - (iii) studying e.g. letter from the school, college or university and evidence of sufficient funds; or
 - (iv) self-sufficient e.g. bank statements.

Family members of European Economic Area nationals who are studying or financially independent must also provide evidence that the European Economic Area national and any family members hold comprehensive sickness insurance in the UK. This can include a private medical insurance policy, an EHIC card or an S1, S2 or S3 form.

Original documents must not be sent to licensing authorities. If the document copied is a passport, a copy of the following pages should be provided:-

- (i) any page containing the holder's personal details including nationality;
- (ii) any page containing the holder's photograph;
- (iii) any page containing the holder's signature;
- (iv) any page containing the date of expiry; and
- (v) any page containing information indicating the holder has permission to enter or remain in the UK and is permitted to work.

Continued from previous page...

If the document is not a passport, a copy of the whole document should be provided.

Your right to work will be checked as part of your licensing application and this could involve us checking your immigration status with the Home Office. We may otherwise share information with the Home Office. Your licence application will not be determined until you have complied with this guidance.

Home Office online right to work checking service

As an alternative to providing a copy of the documents listed above, applicants may demonstrate their right to work by allowing the licensing authority to carry out a check with the Home Office online right to work checking service.

To demonstrate their right to work via the Home Office online right to work checking service, applicants should include in this application their 9-digit share code (provided to them upon accessing the service at <https://www.gov.uk/prove-right-to-work>) which, along with the applicant's date of birth (provided within this application), will allow the licensing authority to carry out the check.

In order to establish the applicant's right to work, the check will need to indicate that the applicant is allowed to work in the United Kingdom and is not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity.

An online check will not be possible in all circumstances because not all applicants will have an immigration status that can be checked online. The Home Office online right to work checking service sets out what information and/or documentation applicants will need in order to access the service. Applicants who are unable to obtain a share code from the service should submit copy documents as set out above.

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NOTES ON REGULATED ENTERTAINMENT

Continued from previous page...

In terms of specific **regulated entertainments** please note that:

- **Plays:** no licence is required for performances between 08:00 and 23.00 on any day, provided that the audience does not exceed 500.
- **Films:** no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
- **Indoor sporting events:** no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
- **Boxing or Wrestling Entertainment:** no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
- **Live music:** no licence permission is required for:
 - o a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
 - o a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - o a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
 - o a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - o a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
- **Recorded Music:** no licence permission is required for:
 - o any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - o any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - o any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.

Continued from previous page...

- Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
- Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
 - o any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
 - o any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
 - o any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
 - o any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.

Section 21 of 21**PAYMENT DETAILS**

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card.

Premises Licence Fees are determined by the non-domestic rateable value of the premises.

To find out a premises non domestic rateable value go to the Valuation Office Agency site at http://www.voa.gov.uk/business_rates/index.htm

Band A - No RV to £4300 £100.00

Band B - £4301 to £33000 £190.00

Band C - £33001 to £8700 £315.00

Band D - £87001 to £12500 £450.00*

Band E - £125001 and over £635.00*

*If the premises rateable value is in Bands D or E and the premises is primarily used for the consumption of alcohol on the premises then you are required to pay a higher fee

Band D - £87001 to £12500 £900.00

Band E - £125001 and over £1,905.00

There is an exemption from the payment of fees in relation to the provision of regulated entertainment at church halls, chapel halls or premises of a similar nature, village halls, parish or community halls, or other premises of a similar nature. The costs associated with these licences will be met by central Government. If, however, the licence also authorises the use of the premises for the supply of alcohol or the provision of late night refreshment, a fee will be required.

Schools and sixth form colleges are exempt from the fees associated with the authorisation of regulated entertainment where the entertainment is provided by and at the school or college and for the purposes of the school or college.

If you operate a large event you are subject to ADDITIONAL fees based upon the number in attendance at any one time

Capacity 5000-9999 £1,000.00

Capacity 10000 -14999 £2,000.00

Capacity 15000-19999 £4,000.00

Capacity 20000-29999 £8,000.00

Capacity 30000-39000 £16,000.00

Capacity 40000-49999 £24,000.00

Capacity 50000-59999 £32,000.00

Capacity 60000-69999 £40,000.00

Capacity 70000-79999 £48,000.00

Capacity 80000-89999 £56,000.00

Capacity 90000 and over £64,000.00

* Fee amount (£)

190.00

ATTACHMENTS**AUTHORITY POSTAL ADDRESS**

Continued from previous page...

Address

Building number or name	<input type="text"/>
Street	<input type="text"/>
District	<input type="text"/>
City or town	<input type="text"/>
County or administrative area	<input type="text"/>
Postcode	<input type="text"/>
Country	<input type="text" value="United Kingdom"/>

DECLARATION

* I/we understand 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.

Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15).

The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, if appropriate (please see note 15).

Ticking this box indicates you have read and understood the above declaration

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

* Full name	<input type="text"/>
* Capacity	<input type="text"/>
Date (dd/mm/yyyy)	<input type="text"/>

Once you're finished you need to do the following:

1. Save this form to your computer by clicking file/save as...
2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/cheshire-east/apply-1> to upload this file and continue with your application.

Don't forget to make sure you have all your supporting documentation to hand.

Continued from previous page...

IT IS AN OFFENCE LIABLE TO SUMMARY CONVICTION TO A FINE OF ANY AMOUNT UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 15 OF THE IMMIGRATION, ASYLUM AND NATIONALITY ACT 2006 AND PURSUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED

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CHESHIRE EAST COUNCIL**Representation Form.****Responsible Authority.****POLICE**

Your Name	Lesley Halliday
Job Title	Police Licensing Officer
Postal and email address	Warrington Police Station, Charles Stewart House, 55 Museum Street, Warrington, WA1 1NE XXXXXXX
Contact telephone number	XXXXXXX

Name of the premises you are making a representation about.	THE VAULT
Address of the premises you are making a representation about.	19 CREWE ROAD, ALSAGER, STAFFS, ST7 2EP

Which of the four licensing Objectives does your representation relate to? Please state yes or no.	Yes Or No	Please detail the evidence supporting your representation. Or the reason for your representation. Please use separate sheets if necessary
The Prevention of harm to children	Yes	See below
To prevent Public Nuisance		
To prevent crime and disorder	Yes	See below
Public Safety		

Suggested conditions that could be added to the licence to remedy your representation or other suggestions you would like the Licensing Sub Committee to take into account. Please use separate sheets where necessary and refer to checklist.	See Below:
--	------------

COMMENTS:

To further enhance the conditions offered by the applicant on their operating schedule the following conditions to apply:

Prevention of Crime & Disorder

A CCTV system shall be used and shall be designed and installed in accordance with the Cheshire Constabulary's CCTV guidance document called 'CCTV in Licensed Premises – An Operational Requirement'. This system shall be in operation at all times when licensable activities are taking place.

Recorded CCTV images will be maintained and stored for a period of twenty-eight days,

A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises are open to the public. This staff member shall be able to show/provide footage to a Police officer or an authorised officer of the licensing authority data or footage upon request.

Designated supervisors will need to demonstrate that their CCTV system complies with their Operational requirements. They will need to be able to demonstrate the following:-

- Recordings are fit for their intended purpose,
- Good quality images are presented to the officer in a format that can be replayed on a standard computer
- The supervisor has an understanding of the equipment/training,
- Management records are kept,
- Maintenance agreements and records are maintained,
- Data Protection principles and signage are in place.

Risk Assessed Door Staff

When there is regulated entertainment at the premises or when there is any specific local event, the Premises Licence Holder or Designated Premises Supervisor shall conduct an assessment of the need for door supervisors, taking into account any advice offered by the Police. Where the assessment shows that door supervision is required, supervisors shall be engaged at such times and ratios as are assessed to be necessary.

When such Door supervision is employed:-

A written record shall be kept on the premises by the Designated Premises Supervisor of every person employed on the premises as a door supervisor in a register kept for that purpose. That record shall contain the following details:-

- The door supervisor's name, date of birth, contact telephone number and home address;
- His/her Security Industry Authority licence number;
- The time and date he/she starts and finishes duty;
- The time of any breaks taken whilst on duty;
- The company which employs the door supervisor
- Each entry shall be signed by the door supervisor.
- Record of all incidents taking place in the venue

The register shall be available for inspection on demand by an Authorised Officer of the Council, the Security Industry Authority or a Police Constable.

Protection of Children from Harm

A "Challenge 25" policy shall be operated at the premises at all times.

The only forms of ID that shall be accepted (at the discretion of the Management) as proof of age are a valid passport, a valid photographic driving licence, a PASS approved proof of age card, HM Services Warrant Card or other reliable photo ID (that has been approved for acceptance by the Police or an Officer of the Local Authority)

Publicity materials notifying customers of the operation of the "Challenge 25" scheme shall be displayed at the premises.

The Designated Premises Supervisor or Premises Licence Holder shall operate and maintain an up-to-date Register of Refusals of Sale of Alcohol, indicating the date, time and reason for refusal which shall be made available for inspection by Local Authority Officers and the Police.

The DPS or other responsible person shall check and sign the register once a week.

Alternatively an electronic point of sale refusals log shall be kept.

A documented training programme shall be introduced for all staff in a position to sell, serve or deliver alcohol. A written record for each member of staff shall be kept of the content of such training and shall be made available for inspection at the request of Local Authority Officers and Police.

The DPS or Premises Licence Holder shall conduct six monthly training reviews with all members of staff authorised to sell, serve or deliver alcohol in order to reinforce the training and to promote best practice. A written record for each member of staff shall be kept of the content of such reviews and shall be made available for inspection at the request of Local Authority Officers and Police.

A list of persons authorised to sell alcohol shall be kept on site and made available for inspection at the request of Local Authority Officers and Police.

Clearly visible signage is to be displayed at the entrances and at points of sale indicating it is illegal to sell alcohol to people under the age of 18.

Regulated Entertainment

The designated premises supervisor or their representative shall conduct regular assessments of the noise emanating from the premises and shall take steps to reduce the level of noise where it is likely to cause disturbance to local residents.

A written record of those assessments and the remedial action taken shall be kept and shall include the date, time of checks and the name of the person carrying out the checks.

Records shall be made available to Officers of Cheshire East Council or Cheshire Constabulary immediately upon request.

Refuse, including bottles shall not be removed from the building for disposal between the hours of 21.00 and 09.00.

All other steps offered are welcome and acceptable to the Police and will assist in promoting all four objectives of the Act.

Signed: XXXX

Date: 23/08/2022

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**LICENSING ACT 2003
Environmental Health Consultation
Response**



Working for a brighter future together

EP Ref: ELL/076598

Date Received: 2 August 2022
 Name of Applicant: The Vault
 Address to which application relates: 19 Crewe Road, Alsager, Stoke-On-Trent, ST7 2EP

Conversion: Variation: New:

- | | |
|-------------------------------------|-------------------------|
| <input type="checkbox"/> | Approve |
| <input checked="" type="checkbox"/> | Approve with Conditions |
| <input type="checkbox"/> | Object to Section(s) |

LICENSING OBJECTIVE: PREVENTION OF PUBLIC NUISANCE

In order to protect the interest of local residents and ensure that the licensing objective of public nuisance prevention is upheld: 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:

Noise emanating from the premises as a result of entertainment shall not be clearly audible at the boundary of any adjacent residential premises.

There shall be notices located at the exit(s) requesting that customers leaving the premises do so quietly and with consideration to neighbours.

There shall be no disposal of bottles, glass or other waste outside the premises between the hours of 21.00 and 09.00.

INFORMATIVES

PLANNING PERMISSION

- It is your responsibility to obtain other consent/planning permission/approvals which may be required in addition to the necessary Premises Licence.
- There are sometimes circumstances where planning conditions have been set which may impact on your activities. If the Planning Permission and the Premises Licence differ; for example where the Planning Authority have set a terminal hour which is earlier than those conditioned by the Premises Licence; you must abide by the earlier time otherwise you leave yourself open to enforcement action.

FOOD BUSINESS OPERATIONS

- Anyone starting a new food business must register with the Council **at least 28 days before** you start any food operations. You can register your food business online via GOV.UK. If you have premises in more than one local authority area, you must register with each authority separately.

Signed: Mark Vyse | Environmental Health Officer | Environmental Protection

Dated:

Direct Dial: XXXXXXXX
Email: XXXXXXXX

Representation 1

From:

Sent: 24 August 2022 12:27

To: LICENSING (Cheshire East)

Subject: The Vault, 19 Crewe Road, Alsager, ST7 2EP

Dear Licensing

Alsager Town Council considered the application from The Vault, ST7 2EP at its meeting held on 23 August 2022.

They made the following resolution on the application to be considered by Cheshire East Council:

PEC22/54, 23 August 2022

Alsager Town Council object strongly to the proposed licensable activities which do not comply the approvals in the Decision Notice for the application (Application 21/3656C, 18 January 2022). The Town Council has concerns that the proposed changes will affect the residential amenity and potential noise and disturbance for neighbours. The Decision notice should be fully enforced as approved by Cheshire East Council.

Kind Regards

XXXXXX

Town Clerk

Alsager Town Council

Representation 2

From:

Sent: 26 August 2022 15:38

To: LICENSING (Cheshire East)

Subject: Objection to The Value License

I am objecting to the application for The Vault. The basis for my objection is that granting a licence for these premises will not promote the licensing objectives, particularly the prevention of crime and disorder, public disorder and public safety.

The location is extremely close to quiet residential housing. A business which wants a music license for their business -

- Live Music (indoors) Thursday – Saturday 21:00 hours – midnight and Sunday 12:00 noon – 23:00 hours
- Recorded Music (indoors and outdoors) Thursday – Sunday 12:00 noon – midnight

is not compatible with this location and will increase noise levels that will increase public nuisance, and a fear of crime taking place. It will disturb the way of life for nearby residents, they will not be able to enjoy their own outside space. Where alcohol is involved,

- Supply of Alcohol (for consumption on the premises) Thursday – Saturday 12:00 noon - 23:30 hours and Sunday 12:00 noon – 22:00 hours

there is a risk for increased noise levels from patrons sitting outside the establishment and leaving the establishment. There will be an increased activity involving increased numbers of people, music and alcohol at night is not appropriate for a residential area, especially the properties that back onto The Vault and it increases a public nuisance and significantly raises the risk of criminal and disorderly behaviour. There is no lightening at the back of the premises, and the only way the patrons can use that exit onto Sandbach Road North by foot will be in complete darkness and residents will be disturbed by patrons shouting at each other to help with directions, this will be deemed as a public nuisance/public safety.

XXXXXXX
XXXXXX
XXXXXX
XXXXXX

Representation 3

From:

Sent: 25 August 2022 22:02

To: LICENSING (Cheshire East)

Subject: License objection : The Vault 19 Crewe Road Alsager, ST7 2EP

Please find attached a license objection for The Vault.

From XXXXXX, owner XXXXXXXX

6XXXXXXXXXX

August 22nd 2022

Ref: The Vault 19 Crewe Road Alsager ST72EP Application for a Premises Licence

Dear Sirs,

Please accept my objection to the 19 Crewe Road Alsager licence application, to be known as “ The Vault”.

The two youtube links might be helpful. One is a recording using a calibrated Tedato digital sound level meter and a decibel app on a mobile phone to measure the sound against the exact environment shown. Both devices were used as some believe an iPhone app is not accurate. The Tedato calibrated sound level meter was used to confirm the recordings made.

Google search: Alsager Activity Alsager Old Barclays Bank, The Real Soundscape at 19-21 Crewe Road Alsager. Or click the links below. With these visuals, you can see the clear and present issues should this application be accepted.

<https://www.youtube.com/watch?v=hS23-vTHVvA>

<https://www.youtube.com/watch?v=SiEvYkVQcjw>

Can I first refer you to the decision planning decision made against reference 21/3656C

<https://docs.cheshireeast.gov.uk/NorthgatePublicDocs/08361184.pdf>

Below is the decision made by Cheshire East made in the interest of reducing noise and disturbance.

Please note that in point 5, an “ external decking seating area” is described. It transpires that the developer has built a steel and glass extension and not a raised decking area, and so far, no one can find any evidence of planning permission.

4. No amplified music or television broadcast shown at the premises shall be audible outside the premises.

Reason: In the interests of residential amenity and potential noise and disturbance.

5. The external seating area/decking area/veranda shall only be open for customers for the consumption of food and drink between 10:00 and 22:00 on any day and the bi-fold doors between the external seating area/decking area/veranda and the internal customer area shall remain closed between 22:00 and 10:00 the following day.

Reason: In the interests of residential amenity and potential noise and disturbance.

6. The premises shall only be open for customers between the following hours

10:00 – 23:00 Monday to Friday;
10:00 – 00:30 the following day on Saturdays; and
Sunday & Bank Holidays - 10:00 - 20:00

Reason: In the interests of residential amenity and potential noise and

7. No food or drink sold or supplied to customers shall be consumed other than in the areas identified as the proposed sales floor and the veranda/decking area on drawing no. PA-001_A received by the Local Planning Authority on 17th January 2022.

Reason: In the interests of residential amenity and potential noise and disturbance.

8. Deliveries shall be taken at the site only between 0800 and 1800 on Monday to Saturday, between 0900 and 1300 on Sundays or on Bank or Public Holidays.

Reason: In the interests of residential amenity and potential noise and disturbance.

9. No bottles, glass or other waste shall be taken to or, disposed of in, any area open to the air before 0900 and after 2100 on any day.

Reason: In the interests of residential amenity and potential noise and disturbance.

10. Prior to its installation details of any external lighting shall be submitted to and approved in writing by the Local Planning Authority. Development shall be carried out in accordance with the approved details.

Reason: To ensure that lighting does not intrude upon the amenity of neighbours.

Point 6 explicitly addresses the proximity of nearby neighbours, and to change this to add live music with extended hours will cause many, many issues which the council considered at the time, even though the original sound scape report put forward to support the development is under question by the creators national association.

Crime and Disorder

The old Barclays Bank on Crewe Road has access via an unadopted road, Lynton Place. This is an unadopted road which the council have declined to adopt and can be easily seen on the youtube links sent with this letter.

There is no lighting for the whole of Lynton Place and no maintenance for the unadopted road. In previous years there have been reports of crime and disorderly behaviour as many see Lynton Place as a " blind spot" behind what is the high street. As recently as August 22nd, camera footage has picked up at least four police searching for a suspect who is thought to have " disappeared" into Lynton Place.

With no lighting and no eyes of the public to see what is happening, in the past, we have had drunken behaviour, suspected drug taking, underage drinking, fights, and damage to cars. Add to this a late license, and anyone wishing to partake in illegal activities from

urination in public to drinking, brawling and drug taking, will take place in the darkness of Lynton Place, proving a nuisance for all residents.

As an unadopted road, there will be an increase in late-night taxis parked or idling just metres from homes, and if anyone cares to park their car on the unadopted road, it is not deemed a highway, so they can simply park, blocking access and walk away. This will lead to an increase in disorder when the arguments and disagreements inevitably start.

An unadopted road is the nearest the centre of Alsager has to a near lawless zone with the police being unable to sanction people for traffic offences as the area is not a highway. This I believe, is part of the reason why the original licensing hours should stand.

Public Safety

Partially addressed in the previous point. However, we have a problem with the unadopted unlit unadopted non-highway being used as a “rat run” to cut the corner off the busiest junction in Alsager. After much negotiations, Barclays Bank repaired some of the unadopted roads over 20 years ago. As a result, Lynton Place turned into a race track, and as a result, Barclays donated speed bumps after requests by local residents.

Increased traffic at night due to a later licence, with no street lighting, and half the unadopted lane being “race track” smooth and the other full of potholes, with no pavement, is a recipe for disaster.

Twenty years ago, we suffered a spate of “where there is blame, there is a claim” attempted spurious legal claims against the residents for people falling over in the potholed lane. With a later license, we will get more cars and more drunk people driving and walking down an unadopted road in the dark.

If the late license is granted, we will get more people taking advantage of a dark lane, unlit and relatively secluded. This is not a good combination.

Public Nuisance

This has been mentioned but to summarise:

- Increased drinking hours coupled with live and recorded music will create a public nuisance
- There will be an increase in anti-social behaviour ranging from mild to outright illegal, as people choose to take advantage of the unadopted road, which will be pitch black in the winter, as the council will not install lighting, a pavement or repair the track.
- Noise nuisance will increase. The original planning decision laid down strict rules on closing windows and opening hours. They took a long look at the area, the videos provided, and the applicants sound scape report, which unusually did not mention live music or late opening hours.

Sound levels

A typical conversation is 60dB. Given the proximity to the rear of the building and the houses in Lynton Place, it is likely that even a two-person conversation outside when patrons are smoking will be heard in the residents' homes.

Live music is not subject to the new regulations, which is one reason why this application should not be granted.

2020 Legislation

1C) A person responsible for carrying on a business of a public house, café, restaurant or bar (including a bar in a hotel or members' club) must, during the emergency period, ensure that no music is played on the premises which exceeds 85db(A) when measured at the source of the music.

(1D) Paragraph (1C) does not apply to any performance of live music.

(1E) In paragraph (1C), “dB(A)” means A-weighted decibels.”.

Alsager Town Council were very clear in their views in January 2022

<https://docs.cheshireeast.gov.uk/NorthgatePublicDocs/08361185.pdf>

Alsager Town Council: Comments as follows;

- The noise assessment report does not take into account for people leaving the building at night
- The noise assessment report does not take into account smokers congregating whilst have a cigarette/cigar or a vape, then returning to the building
- The noise assessment has not taken into account of any music being played in the bar/restaurant
- To request that Cheshire East Council Environmental Health do their own noise assessment report, or consider employing a consultant to do one for them.

In addition to these comments, the developers own sound report stated that “ **significant adverse effect for residents if the soundscape rises by +10dB**”.

This means that the developers are already aware from their own professional report that the application of a late licence and a request to allow live music, which is exempt from 2020 legislation, will present a significant “ noise issue for residents” .

If the developer has already conceded this point via their sound report, they must indeed accept their report and concede it is going to provide a huge nuisance to residents if allowed to go ahead.

Below is a section from the the original planning objections, quoting the developers sound scape report.

does not exist. The indicated location only exists in the imagination of drawing. There is no window or door where the recording equipment was allegedly placed. The developer report does claim significant adverse effects for residents if the soundscape rises by +10dB, and unfortunately for their report, it confirms that the soundscape will rise by +10dB, highlighting a significant noise issue for local residents.

The developers report is discussed in full in the attachment along with a second report using sound readings from locations that do exist.

I do not agree that the developer report should now be ammended to deal with errors, its should be dimissed as flawed from its foundations.

This photo is taken from a 23 page report available on the council planning website

<https://docs.cheshireeast.gov.uk/NorthgatePublicDocs/08360000.pdf>

The developer report claimed it was a complete soundscape report, and yet no attempt was made to measure sound at the houses in Lynton Place. Furthermore, when a soundscape report was undertaken using a calibrated sound recorder and an iPhone app, Cheshire East planning chose to focus on the “ app” not being accurate whilst forgetting two recording devices were used.



Taken from Professional Consult Sound Report commissioned by the developers
Page 10

<https://docs.cheshireeast.gov.uk/NorthgatePublicDocs/08346954.pdf>

The report clearly indicates that just +10dB will have a “ significant adverse impact”. A late license, with loud music (no dB limit) will affect residents significantly. On this and many other points the extension of the license and accommodation for live music should be rejected

2.2.8 Assessment of the rating level relative to the background noise level can yield the following commentary:

- ② Typically, the greater this difference (between the rating level and the background sound level), the greater the magnitude of impact;
- ② A difference of around +10dB or more is likely to be an indication of a significant adverse impact, depending on the context;
- ② A difference of around +5dB is likely to be an indication of an adverse impact, depending on the context; and
- ② The lower the rating level is relative to the measured background sound level, the less likely it is that the specific sound source will have an adverse impact. Where the rating level does not exceed the background sound level, this is an indication of the specific sound source having a low impact.

Please reject this application on the grounds of public nuisance, public safety, and the prevention of crime and disorder, given the supporting evidence and commentary previously outlined. In addition, at the front of the property is now a steel and glass building for which no one so far can find planning permission, and no one has undertaken a soundscape check, meaning that at this point it is not possible to accurately assess the impact on local residents.

Yours faithfully

XXXXXXXXXX

Representation 4

From: Sent: 25 August 2022 21:55
To: LICENSING (Cheshire East)
Subject: License Objection : The Vault 19 Crewe Road Alsager ST7 2EP

Please find attached a license objection from Sheila Morgan, resident of 6 Lynton Place Alsager ST7 2AH

XXXXXXX

August 24 2022

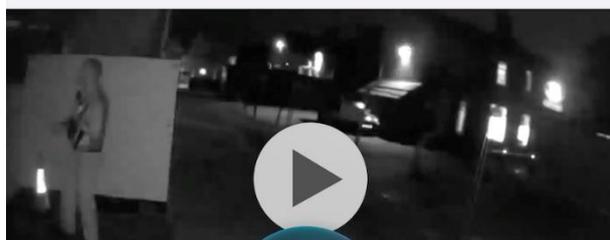
The Vault Alsager License Objection

Dear Sirs

I object to this application

XXXXXXXXXX is a row of 5 residential homes plus flats above shops at the back of Crewe Road. XXXXXXXX is an unadopted road with no road maintenance, no street lighting, and often a dark "unseen" area which, whilst in the centre of Alsager, is a quiet spot for all sorts of illegal activities.

Below are video clips from the latest intervention by the police in the early hours of Monday, August 22 2022, which is by no means an isolated incident.



Crime in Alsager gravitates to dark, secluded areas with no lighting, outside of the prying eyes and cameras of the main high street. Over the years, there has been damage, violence and drug use.

You are now being asked to grant a license to premises for a much later license and the addition of live music, which I believe since 2020 has no restriction on noise levels. The previous ruling laid down strict guidelines, which the owner now wishes to overturn. The other change is that the original planning permission was granted for a raised decking area at the front. However, a steel and glass structure appears to have been built, which Cheshire East Planning Department currently cannot provide any planning details for.

The developers had a noise assessment report, which is deeply flawed and, some would say biased however, in that report which I would urge anyone to read in its entirety, one comment stands out

- ⌚ A difference of around +10dB or more is likely to be an indication of a significant adverse impact, depending on the context;

Those applying for this license already know, and the council already knows that just an increase of +10dB will have a “ significant adverse impact” on the local environment. No one has to be a noise expert to realise that a car starting at 1 am adds 10dB, or two people talking outside the building having a smoke raises background noise by 10dB. Live music will add far more than 10dB

Why would this be proposed by the same people who had the sound report commissioned which stated plus 10dB would be detrimental to residents. If we take this approach forward, it could read as “ we know that our application increases noise by +10dB, and this will impact local residents, but we want to make money, so am ignoring our report and certainly ignoring all the flaws in that report”.

This may not be in the thought process of the applicant. Still, they know as well as any of us do that the sound report highlights concerns, and this is why the original license and operating hours were restrictive to accommodate people trying to get some sleep.

XXXXXXX is unlit, with no pavement, and is not designated as a highway. Any 15-year-old can drive up and down Lynton Place and the police can do very little to stop them. That is probably not going to happen, but it does highlight that the police will have few powers to control situations in Lynton Place as it is not a highway, and no one wants to adopt it.

Live music will attract young people who will hang around outside the building, with the added benefit of the rear being in darkness in the winter months, no council cameras on the unadopted road, and this space being outside of the gaze of passers-by. There is going to be a rise in anti-social behaviour and crime.

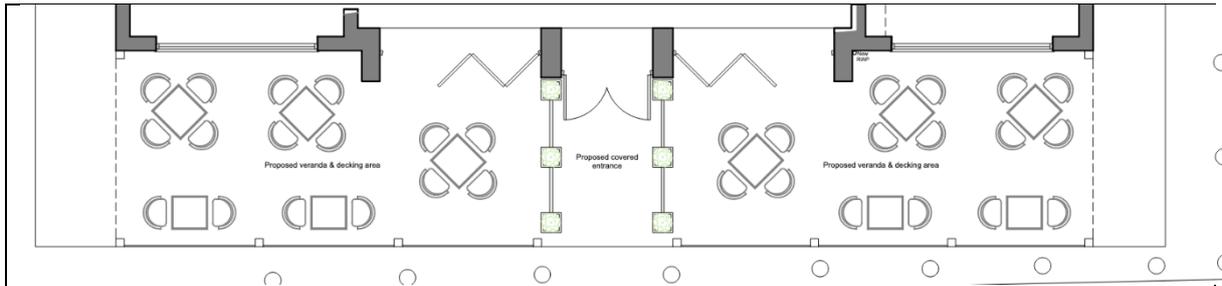
The original planning application has details of the sound report and comments showing how flawed that report is.

<https://planning.cheshireeast.gov.uk/applicationdetails.aspx?pr=21/3656C&query=3b272276-1ff8-4cce-8928-3adce5fd6621>

Please refer to application 21/3656C

The noise assessment was submitted on November 16 2021

Below, the front of the building shows a raised decking area and a covered entrance. As of today, on August 24 2022, there is a glass and steel structure built over this area, which currently no one in Cheshire East Planning can find an agreed planning approval.



No impact assessment has been made for live music or a later license for this area. This is because everyone assumed that this outside area would not be used in the late evening. What has come as a surprise is that this open area has been built on to extend the building. No one knows how much noise will be picked up from this steel and glass structure and why it has been built as it is not on the original plans.

This new structure means more people drinking and eating later into the evening if a license is approved. Add to this live music, and all residents will have a severe nuisance problem.

Below is what has been built. It does not reflect the plans, and no one has worked out how this will affect residents. The property opens for business this coming Saturday.



I strongly object to this application. Below are some of the original planning decision outcomes.

- 3. No development involving the use of any facing or roofing materials shall take place until details of all such materials have been submitted to and approved in writing by the Local Planning Authority. Development shall be carried out in accordance with the approved details unless any variation is agreed in writing by the Local Planning Authority.

Reason: To ensure that the external appearance of the building/structure is acceptable.

- 4. No amplified music or television broadcast shown at the premises shall be audible outside the premises.

Reason: In the interests of residential amenity and potential noise and disturbance.

- 5. The external seating area/decking area/veranda shall only be open for customers for the consumption of food and drink between 10:00 and 22:00 on any day and the bi-fold doors between the external seating area/decking area/veranda and the internal customer area shall remain closed between 22:00 and 10:00 the following day.

Reason: In the interests of residential amenity and potential noise and disturbance.

- 6. The premises shall only be open for customers between the following hours:

10:00 – 23:00 Monday to Friday;
10:00 – 00:30 the following day on Saturdays; and
Sunday & Bank Holidays - 10:00 - 20:00

Reason: In the interests of residential amenity and potential noise and

Regards

XXXXXXXXXX

Representation 5

From: Sent: 28 August 2022 16:56
To: LICENSING (Cheshire East)
Subject: The Vault (Cheshire) Ltd – 19 Crewe Road, Alsager, ST7 2EP

Dear Sir / Madam

We wish to make a representation with respect to the Premises Licence applied for on 2nd August 2022 for the above address.

We object to Recorded Music on any day outdoors from 23:00 to midnight and Late Night Refreshment on any day 23:00 to midnight.

Whilst we are pleased to see the premises at this address used for a business, we live close to the town centre and are aware of the cumulative effect of several businesses selling alcohol to late hours – and of outdoors music – which would not be a positive impact on the town centre ambience.

Yours faithfully

XXXXXXXXXX
XXXXXXXXXXXXXXXXXXXXX
XXXXXXXXXX

Representation 6

From: Sent: 28 August 2022 17:32
To: LICENSING (Cheshire East) <
Subject: The Vault – 19 Crewe Road, Alsager, ST7 2EP

Dear Sir / Madam

Following on from our previous email, we wish to make further representations regarding the Premises Licence application 2nd August 2022 for the above address.

We note from the planning documents submitted – Officer’s report 18.1.2022 and the Decision notice 18.1.2022

Officers Report 18.1.22

Approve subject to the following conditions; 1. Standard Time 2. Approved Plans 3. Materials to be submitted 4. No amplified music or television broadcast shown at the premises shall be audible outside the premises. 5. Limitation on hours of use of the decking/veranda area Monday – Sunday 10:00 – 22:00 6. The premises shall only be open for customers between the following hours: 10:00 – 23:00 Monday to Friday; 10:00 – 00:30 the following day on Saturdays; and Sunday & Bank Holidays - 10:00 - 20:00

Decision Notice 18.1.22

4. No amplified music or television broadcast shown at the premises shall be audible outside the premises. Reason: In the interests of residential amenity and potential noise and disturbance.

5. The external seating area/decking area/veranda shall only be open for customers for the consumption of food and drink between 10:00 and 22:00 on any day and the bi-fold doors between the external seating area/decking area/veranda and the internal customer area shall remain closed between 22:00 and 10:00 the following day. Reason: In the interests of residential amenity and potential noise and disturbance.

6. The premises shall only be open for customers between the following hours: 10:00 – 23:00 Monday to Friday; 10:00 – 00:30 the following day on Saturdays; and Sunday & Bank Holidays - 10:00 - 20:00 Reason: In the interests of residential amenity and potential noise and disturbance.

7. No food or drink sold or supplied to customers shall be consumed other than in the areas identified as the proposed sales floor and the veranda/decking area on drawing no. PA-001_A received by the Local Planning Authority on 17th January 2022. Reason: In the interests of residential amenity and potential noise and disturbance.

We request that the specifications in this report and decision notice are not changed in the interests of residential amenity and potential noise and disturbance. We would be disturbed by noise and disturbance at our address.

Yours faithfully

XXXXXXXXXXXXXXXXXXXX
XXXXXXXXXXXXXXXXXXXX
XXXXXXXXXXXX
XXXXXXXXXXXX

Representation 7

From: Sent: 30 August 2022 19:53
To: LICENSING (Cheshire East) <
Subject: The Vault – premises licensing application objections

Dear Sir/Madam

We are writing to lodge our strong objections to the application for premise licensing made on August 2nd by the owners of The Vault restaurant and bar 19- 21 Crewe Road, Alsager.

This application directly contravenes the conditions placed upon the planning application for this venue placed by the environmental health officer on 18th January 2022. It asks for permission to play music inside and outside four days a week until midnight, despite the conditions of the planning application which clearly state that

'the outdoor area must only be in use until 10.00 and not to allow any music to be played externally'

The planning permission for this restaurant was only permitted on the above conditions and so this application directly contravenes the existing planning permission.

There was no mention of live music being played in the original planning application and this license application changes the status of the building from a restaurant to a live music venue. Allowing a music venue to operate directly in front of residential buildings is clearly unacceptable. Having live and recorded music played until midnight four days a week will cause direct and sustained disturbance to residents and significantly reduce the value of our home and the ability to sell it. There is no way that music played directly in front of our home will not be a significant disturbance. Our young daughter's bedroom is at the back of the house and this will affect her sleep and well-being and cannot be allowed to progress.

Yours Faithfully

XXXXXXXXXXXXXXXXXXXXXX



Page 55

5/9/2022

The Vault



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The Vault (Cheshire) Ltd
19 Crewe Road
Alsager
Stoke-on-Trent
ST7 2EP

To whom it may concern,

Please see below an outline of our plan for the day to day running of The Vault and how it will comply with all of the licensing objectives.

The venue will open Thursday to Sunday each week with the below timings:

Thursday - 12.00 to 00.00
Friday - 12.00 to 00.00
Saturday - 12.00 to 00.00
Sunday - 12.00 to 23.00

The outside courtyard area will close at 22.00 each day.

Alcohol will be sold and served during the following hours:

Thursday - 12.00 to 23.30
Friday - 12.00 to 23.30
Saturday - 12.00 to 23.30
Sunday - 12.00 to 22.00

Recorded music will be played at background noise level through built in speakers (controlled by a decibel limiter):

Thursday – 12.00 to 00.00
Friday – 12.00 to 00.00
Saturday – 12.00 to 00.00
Sunday – 12.00 to 23.00

The outside area will not have any music and there are no speakers in this area.

Live music – this will be a DJ playing recorded music through the existing venue speakers (controlled by a decibel limiter):

Thursday – 21.00 to 00.00
Friday – 21.00 to 00.00
Saturday – 21.00 to 00.00
Sunday – 12.00 to 23.00

Again, the outside area will not have any music and there are no speakers in this area.

Late night refreshments will be served during the following times:

Thursday – 23.00 to 00.00

Friday – 23.00 to 00.00

Saturday – 23.00 to 00.00

General Health and Safety:

We will have at least one first aider and fire marshal on site at all times. When more than one marshal or first aider are on site at the same time they will discuss how responsibilities are to be delegated in the case of an emergency before the venue opens for the day. Training certification can be provided.

A list of persons licenced to serve alcohol will be kept on site and at least one personal licence holder will be on site at all times.

All staff on site will be fully trained on their induction. This training will include:

- Fire safety and evacuation training (including the assembly points).
- Alerting staff to who our trained first aiders are and steps they should follow if they come across a first aid situation.
- Safe handling and storage of chemicals.
- Safe service of alcohol (including when and how to refuse the service of alcohol and the challenge 25 policy).

We will also train staff be proactive in cleaning and clearing in order to minimise the amount of glass and crockery on tables. All training will be regularly refreshed.

During opening hours, all areas of the venue will be staffed to ensure all guests are looked after and any hazards that may arise can be spotted and dealt with as soon as possible.

We will have a minimum of 2 licensed door staff present every night who will control visitor's access to the venue. From 9pm, all guests will be asked for ID prior to entering the building, ensuring the venue remains strictly 18+ from this time onwards. Door staff will also keep track of how many people are inside the venue and refuse entry if there are no seats left - ensuring the venue is never crowded and all guests are kept safe. Guests who have been refused service or who demonstrate abusive behaviour towards staff or other guests will be removed promptly.

The Prevention of Crime and Disorder:

Licensed door security will be present every evening to monitor and control access to the venue.

There is CCTV which covers the whole venue both internally and externally. This includes all entrances and exits to the building, the back car park, all rooms in the venue and behind the bar. CCTV recordings will be stored for an appropriate period of time and, if such an event arises, we would fully comply with the police should they need access to any CCTV footage.

All bottles and empty glasses will be cleared from guests' tables as soon as they are finished and bottle bins will not be accessible to the public.

We will operate a seated service in the venue to ensure it is never overcrowded. This will be enforced by security.

The venue will operate with a strict no drugs policy. Staff and security will carry out frequent toilet checks and a drugs register will be kept and maintained.

Any individuals who are believed to be intoxicated or under the influence will be refused service of alcohol.

If any situation involving drugs, intoxication, abuse, or general disorderly behaviour arises and escalates, the correct authorities will be contacted.

Public Safety:

We have conducted a fire assessment with Signal Fire and Safety Ltd to ensure we are fully compliant with fire safety regulations and have all the correct fire safety equipment in place. All emergency exits are clearly marked and fire doors are in place across the site.

Notices explaining the actions to be taken in the event of a fire are prominently displayed and well kept. All staff will be trained on fire safety and fire evacuation processes on induction. At least one trained fire marshal will be on site at all times.

Fire drill and emergency lighting tests will be carried out regularly and a record of these will be kept.

First aid equipment will be readily available and correctly stocked. The stock levels and dates of these will be regularly monitored. At least one trained first aider will be on site at all times.

Any form of abuse towards staff or other guests will not be tolerated and any individual who displays abusive behaviour on site will be asked to leave the premises by security.

The Prevention of Public Nuisance:

Doors and windows will be kept closed when our DJ is playing to limit any noise that can be heard from outside of the building. The venue has air conditioning which will be used to ensure guests are kept at a comfortable temperature without having to open any windows or doors. All the windows are double glazed to further assist with controlling noise levels.

No glassware will be taken to outdoor bins between 20.00 and 10.00 to minimise any disturbance to nearby houses in the evening.

The outside courtyard area will be closed off and completely empty at 22.00. This is to reduce noise levels.

All ventilation systems are designed and maintained as to prevent noxious smells causing a disturbance.

There will be a notice at the front entrance of the venue reminding guests to be respectful of the neighbours and leave the premises quietly. The door staff will be on hand to help with this and ensure guests do not loiter outside the building after leaving.

The Protection of Children from Harm:

Alcohol will not be served to anyone under the age of 18.

A strict challenge 25 system will be in place and a record of refusals will be kept. All staff will be trained on the challenge 25 policy.

All customers under 18 must be accompanied by a responsible adult and will not be permitted inside the premises after 21:00. ID checks will be in place after 9pm to ensure no under 18s can gain entry.

Adaptations Made for EHO:

Cheshire East Council have been in touch with us on behalf of environmental health to tweak some of the wording on our application. We agreed for these conditions to be included on the licence once granted. They are as follows:

- *Noise emanating from the premises as a result of entertainment shall not be clearly audible at the boundary of any adjacent residential premises.*

- *There shall be notices located at the exit(s) requesting that customers leaving the premises do so quietly and with consideration to neighbours*
- *There shall be no disposal of bottles, glass or other waste outside the premises between the hours of 21.00 and 09.00.*

Adaptations Made for the Police:

A police licensing officer from Cheshire Police was in touch to seek agreement to some representations in order to put in more formal wording around the conditions in our original application. We agreed to all the amendments suggested by the police and confirmed that we were happy to have them form part of our premises licence once approved.

These amendments have been attached to this letter below.

Building regulations for the Front Courtyard Area:

We are in communication with Cheshire East Council building regulations team and the area will not be used for any guests until it has full approval by them.

We would like to state that it was never our intention to have this area open past 22.00 or for music to be played in this area. This was done to ensure minimal disturbance to neighbouring residents.

However, being that this is a planning issue and unrelated to any licensable activities we feel it would be only fair to have it removed from the premises licence considerations.

Thank you for your time and consideration.

Kind Regards



Attached adaptations made by Cheshire police:

CHESHIRE EAST COUNCIL

Representation Form.

Responsible Authority.

POLICE

Your Name	[REDACTED]
Job Title	Police Licensing Officer
Postal and email address	Warrington Police Station, Charles Stewart House, 55 Museum Street, Warrington, WA1 1NE [REDACTED]@cheshire.pnn.police.uk
Contact telephone number	01606 36 3580

Name of the premises you are making a representation about.	THE VAULT
Address of the premises you are making a representation about.	19 CREWE ROAD, ALSAGER, STAFFS, ST7 2EP

Which of the four licensing Objectives does your representation relate to? Please state yes or no.	Yes Or No	Please detail the evidence supporting your representation. Or the reason for your representation. Please use separate sheets if necessary
The Prevention of harm to children	Yes	See below
To prevent Public Nuisance		
To prevent crime and disorder	Yes	See below
Public Safety		

Suggested conditions that could be added to the licence to remedy your representation or other suggestions you would like the Licensing Sub Committee to take into account. Please use separate	See Below:
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sheets where necessary and refer to checklist.	
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COMMENTS:

To further enhance the conditions offered by the applicant on their operating schedule the following conditions to apply:

Prevention of Crime & Disorder

A CCTV system shall be used and shall be designed and installed in accordance with the Cheshire Constabulary's CCTV guidance document called 'CCTV in Licensed Premises – An Operational Requirement'. This system shall be in operation at all times when licensable activities are taking place.

Recorded CCTV images will be maintained and stored for a period of twenty-eight days,

A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises are open to the public. This staff member shall be able to show/provide footage to a Police officer or an authorised officer of the licensing authority data or footage upon request.

Designated supervisors will need to demonstrate that their CCTV system complies with their Operational requirements. They will need to be able to demonstrate the following:-

- Recordings are fit for their intended purpose,
- Good quality images are presented to the officer in a format that can be replayed on a standard computer
- The supervisor has an understanding of the equipment/training,
- Management records are kept,
- Maintenance agreements and records are maintained,
- Data Protection principles and signage are in place.

Risk Assessed Door Staff

When there is regulated entertainment at the premises or when there is any specific local event, the Premises Licence Holder or Designated Premises Supervisor shall conduct an assessment of the need for door supervisors, taking into account any advice offered by the Police. Where the assessment shows that door supervision is required, supervisors shall be engaged at such times and ratios as are assessed to be necessary.

When such Door supervision is employed:-

A written record shall be kept on the premises by the Designated Premises Supervisor of every person employed on the premises as a door supervisor in a register kept for that purpose. That record shall contain the following details:-

- The door supervisor's name, date of birth, contact telephone number and home address;
- His/her Security Industry Authority licence number;
- The time and date he/she starts and finishes duty;
- The time of any breaks taken whilst on duty;
- The company which employs the door supervisor
- Each entry shall be signed by the door supervisor.
- Record of all incidents taking place in the venue

The register shall be available for inspection on demand by an Authorised Officer of the Council, the Security Industry Authority or a Police Constable.

Protection of Children from Harm

A "Challenge 25" policy shall be operated at the premises at all times.

The only forms of ID that shall be accepted (at the discretion of the Management) as proof of age are a valid passport, a valid photographic driving licence, a PASS approved proof of age card, HM Services Warrant Card or other reliable photo ID (that has been approved for acceptance by the Police or an Officer of the Local Authority)

Publicity materials notifying customers of the operation of the "Challenge 25" scheme shall be displayed at the premises.

The Designated Premises Supervisor or Premises Licence Holder shall operate and maintain an up-to-date Register of Refusals of Sale of Alcohol, indicating the date, time and reason for refusal which shall be made available for inspection by Local Authority Officers and the Police.

The DPS or other responsible person shall check and sign the register once a week.

Alternatively an electronic point of sale refusals log shall be kept.

A documented training programme shall be introduced for all staff in a position to sell, serve or deliver alcohol. A written record for each member of staff shall be kept of the content of such training and shall be made available for inspection at the request of Local Authority Officers and Police.

The DPS or Premises Licence Holder shall conduct six monthly training reviews with all members of staff authorised to sell, serve or deliver alcohol in order to reinforce the training and to promote best practice. A written record for each member of staff shall be kept of the content of such reviews and shall be made available for inspection at the request of Local Authority Officers and Police.

A list of persons authorised to sell alcohol shall be kept on site and made available for inspection at the request of Local Authority Officers and Police.

Clearly visible signage is to be displayed at the entrances and at points of sale indicating it is illegal to sell alcohol to people under the age of 18.

Regulated Entertainment

The designated premises supervisor or their representative shall conduct regular assessments of the noise emanating from the premises and shall take steps to reduce the level of noise where it is likely to cause disturbance to local residents.

A written record of those assessments and the remedial action taken shall be kept and shall include the date, time of checks and the name of the person carrying out the checks.

Records shall be made available to Officers of Cheshire East Council or Cheshire Constabulary immediately upon request.

Refuse, including bottles shall not be removed from the building for disposal between the hours of 21.00 and 09.00.

All other steps offered are welcome and acceptable to the Police and will assist in promoting all four objectives of the Act.

Signed:



Date:

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From: [REDACTED]@castersofcheshire.co.uk>
Sent: 12 September 2022 15:23
To: LICENSING (Cheshire East) <Licensing_CE@cheshireeast.gov.uk>
Subject: Re: The Vault Alsager

CAUTION: This email originated from outside of the organisation. Do not click links or open attachments unless you recognise the sender and know the content is safe.

Hello

Thanks for the time on the phone.

I can confirm I am happy to go ahead with the amendments & details in our application and replace them with the new information sent in my email.

Kind Regards

[REDACTED]
Managing Director & Executive Chef
Caster's of Cheshire

E: [REDACTED]
info@castersofcheshire.co.uk
T: [07494900217](tel:07494900217)/01270845353

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