

CHESHIRE EAST COUNCIL

Minutes of a meeting of the **Licensing Act Sub-Committee**
held on Thursday, 22nd December, 2011 at Committee Suite 2/3 - Westfields,
Middlewich Road, Sandbach, CW11 1HZ

PRESENT

Councillor P Whiteley (Chairman)

Councillors W S Davies and L Gilbert

OFFICERS IN ATTENDANCE

Mr J Hopper, Licensing Officer

Mrs K Khan, Solicitor

Mrs J Zientek, Democratic Services Officer

37 APPOINTMENT OF CHAIRMAN

RESOLVED – That Councillor P Whiteley be appointed Chairman.

38 DECLARATIONS OF INTEREST

There were no declarations of interest.

39 APPLICATION FOR A PREMISES LICENCE: BEST ONE (NISA), 65 BOND STREET, MACCLESFIELD, SK11 6QR

The Sub-Committee considered a report regarding an application for a Premises Licence for Best One (Nisa), 65 Bond Street, Macclesfield.

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

the applicant

a representative of the applicant

a local resident

Councillor K Edwards, representing the local resident

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

- The Secretary of State's Guidance under section 182 of the Licensing Act 2003
- Cheshire East Borough Council's Statement of Licensing Policy
- The four licensing objectives (namely the prevention of crime and disorder, public safety, the prevention of public nuisance, and the protection of children from harm)

- All the evidence, including the oral representations made at the meeting and the written representations of interested parties

the following course of action had been agreed:

RESOLVED - That the application for a Premises Licence be granted as applied for, subject to the adoption of a Challenge 25 policy, as requested by the Police.

Parties who had made relevant representations were reminded of the right to appeal the decision to the Magistrates Court within 21 days.

40 APPLICATION FOR A PREMISES LICENCE: BARLEY HOPS, 5 DERWENT CLOSE, MACCLESFIELD, SK11 7XS

The Sub-Committee considered a report regarding an application for a Premises Licence for Barley Hops, 5 Derwent Close, Macclesfield.

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

the applicants

Councillor L Jeuda, representing local residents

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

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

the following course of action had been agreed:

RESOLVED - That the application for a Premises Licence be granted as applied for, subject to the following additional conditions:

- No home sales to general public, home delivery sales service operation only.
- All sales shall be conducted by telephone and or by online sales only for consumption off the premises;
- Proof of age Challenge 25 shall be conducted on delivery.
- All deliveries to and from the application site shall be restricted to/made between 9am and 6pm from Monday to Sunday inclusive and including Bank Holidays.

- There shall be no direct sales made to the general public or other type of customer (e.g. other companies) from the garage site.
- There shall be no deliveries to the premises of stock for use in the business by suppliers or commercial carriers.

The applicants and parties who had made relevant representations were reminded of the right to appeal the decision to the Magistrates Court within 21 days.

The meeting commenced at 9.30 am and concluded at 12.35 pm

Councillor P Whiteley (Chairman)