

CHESHIRE EAST COUNCIL

Minutes of a meeting of the **Licensing Act Sub-Committee**
held on Wednesday, 11th July, 2012 at The Tatton Room - Town Hall,
Macclesfield SK10 1EA

PRESENT

Councillors Rhoda Bailey, M Parsons and P Whiteley

OFFICERS IN ATTENDANCE

Mrs N Cadman (Licensing Enforcement Officer) and Ms F Crane (Licensing Solicitor) Mrs J North (Senior Democratic Services Officer)

Apologies

None.

11 APPOINTMENT OF CHAIRMAN

RESOLVED

That Cllr P Whiteley be appointed as Chairman for the meeting.

12 DECLARATIONS OF INTEREST

None.

13 APPLICATION FOR A PREMISES LICENCE: ALDELI, TOWER BUILDINGS, WILMSLOW ROAD, ALDERLEY EDGE, CHESHIRE, SK9 7QB.

The Sub-Committee considered a report regarding an application for a Premises Licence for Aldeli, Tower Buildings, Wilmslow Road, Alderley Edge, Cheshire.

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

The Applicants
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 conditions : -

1. That sound levels be monitored at the boundary of the nearest neighbouring property from 9pm each evening that music is being played such that it cannot be heard above the general street noise beyond that boundary.
2. That the outside seating not be used after 9pm.
3. The Premises Supervisor (not the performer(s)) shall at all times have control of the amplification of live music.
4. Bottles not to be disposed of outside between 9pm and 9am.

The Sub-Committee wished to highlight the fact that should problems relating to the licensing objectives be linked to the operation of licensable activities at this premises then Responsible Authorities or Interested Parties may call for a review of the licence at any time.

Parties who made relevant representations had the right to appeal this decision to the Magistrates Court within 21 days, as had the Applicant.

14 APPLICATION FOR A PREMISES LICENCE: DISLEY SERVICE STATION, 159 BUXTON ROAD, DISLEY, SK12 2HG

The Sub-Committee considered a report regarding an application for a Premises Licence for Disley Service Station, 159 Buxton Road, Disley.

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

Representatives of the applicant
 Local residents
 Representatives from Disley Parish Council

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, subject to the imposition of the following Agreed Conditions : -

1. If the business is to operate beyond 2300 hours and before 0700 all service between these times shall be through a night service hatch
2. The shop doors will be closed to customers between 2300 and 0700 hours daily.

The Committee wished to highlight the fact that should problems relating to the licensing objectives be linked to the operation of licensable activities at this premises then Responsible Authorities or Interested Parties may call for a review of the licence at any time.

Parties who made relevant representations had the right to appeal this decision to the Magistrates Court within 21 days, as did the Applicant.

The meeting commenced at 10.00 am and concluded at 2.00 pm

Councillor P Whiteley