

in my inbox  
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EMAILED TO  
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APP/167791

APPENDIX 1

5 JUN 2013

20.4.16.2013

\*026887\*



**Cheshire East**  
**Application to vary a premises licence**  
**Licensing Act 2003**

For help contact  
[licensing@cheshireeast.gov.uk](mailto:licensing@cheshireeast.gov.uk)  
Telephone: 0300 123 5015

\* required information

**Section 1 of 17**

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

Not Currently In Use

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

Your reference

NJR/Legh

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?

☒ Yes

☐ No

Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

**Applicant Details**

\* First name

Marston's PLC

\* Family name

n/a

\* E-mail

nikki.rennie@flintbishop.co.uk

Main telephone number

Include country code.

Other telephone number

☐ Indicate here if the applicant would prefer not to be contacted by telephone

Is the applicant:

☒ 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 the applicant is applying so the applicant can be employed, or for some other personal reason, such as following a hobby.

**Applicant Business**

\* Is the applicant's business registered in the UK with Companies House?

☒ Yes

☐ No

\* Registration number

00031461

\* Business name

Marston's PLC

If the applicant's business is registered, use its registered name.

\* VAT number

GB

100019352

Put "none" if the applicant is not registered for VAT.

\* Legal status

Public Limited Company

**Continued from previous page...**

\* Applicant's position in the business

Home country

The country where the applicant's headquarters are.

**Registered Address**

Address registered with Companies House.

\* Building number or name

\* Street

District

\* City or town

County or administrative area

\* Postcode

\* Country

**Agent 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:

☒ An agent that is a business or organisation, including a sole trader

A sole trader is a business owned by one person without any special legal structure.

☐ A private individual acting as an agent

**Agent Business**

\* Is your business registered in the UK with Companies House? ☒ Yes ☐ No

\* 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.

**Agent 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 17**

**APPLICATION DETAILS**

I/we, as named in section 1, being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in section 2 below.

\* Premises Licence Number

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

☒ Address    ☐ OS map reference    ☐ Description

**Postal Address Of Premises**

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

**Premises Contact Details**

Telephone number

Non-domestic rateable value of premises (£)

**Section 3 of 17**

Continued from previous page...

## VARIATION

Do you want the proposed variation to have effect as soon as possible?

☒ Yes

☐ No

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, state the number expected to attend

Describe briefly the nature of the proposed variation

Application is made to amend the plan attached to the Premises Licence.

Application is made to amend the opening hours of the premises to 08:00 daily.

Application is made to amend the sale of alcohol to 08:00 daily.

Application is also made to amend the terminal hour for all licensable activities to 01:00 Sunday to Thursday and 02:00 Fridays and Saturdays.

## Section 4 of 17

### PROVISION OF PLAYS

Will the schedule to provide plays be subject to change if this application to vary is successful?

☐ Yes

☒ No

## Section 5 of 17

### PROVISION OF FILMS

Will the schedule to provide films be subject to change if this application to vary is successful?

☒ Yes

☐ No

#### Standard Days And Timings

##### MONDAY

Start

End

Start

End

##### TUESDAY

Start

End

Start

End

##### WEDNESDAY

Start

End

Start

End

Provide 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...

THURSDAY

Start	<input type="text" value="11:00"/>	End	<input type="text" value="01:00"/>
Start	<input type="text"/>	End	<input type="text"/>

FRIDAY

Start	<input type="text" value="11:00"/>	End	<input type="text" value="02:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SATURDAY

Start	<input type="text" value="11:00"/>	End	<input type="text" value="02:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SUNDAY

Start	<input type="text" value="11:00"/>	End	<input type="text" value="01:00"/>
Start	<input type="text"/>	End	<input type="text"/>

Will the exhibition of films take place indoors or outdoors or both?

☒ Indoors      ☐ Outdoors      ☐ Both

Where taking place in a building or other structure select 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.

State any seasonal variations for the exhibition of film.

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

Non standard timings. Where the premises will be used for the exhibition of film at different times from those listed above, list below.

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

Application is made to enable licensable activities to terminate at 02:00 on a Sunday preceding a statutory Bank Holiday, Christmas Eve and Boxing Day.  
On the occasion of British Summertime an additional hour is requested.

**Section 6 of 17**

**PROVISION OF INDOOR SPORTING EVENTS**

Will the schedule to provide indoor sporting events be subject to change if this application to vary is successful?

Continued from previous page...

☒ Yes

☐ No

### Standard Days And Timings

MONDAY

Start 11:00

End 01:00

Start

End

Provide 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 11:00

End 01:00

Start

End

WEDNESDAY

Start 11:00

End 01:00

Start

End

THURSDAY

Start 11:00

End 01:00

Start

End

FRIDAY

Start 11:00

End 02:00

Start

End

SATURDAY

Start 11:00

End 02:00

Start

End

SUNDAY

Start 11:00

End 02:00

Start

End

12/6/13  
Confirmed  
by e-mail,  
01.00

01.00 ✓  
or ante.

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.

State any seasonal variations for indoor sporting events.

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

**Continued from previous page...**

Non-standard timings. Where the premises will be used for indoor sporting events at different times from those listed above, list below.

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

Application is made to enable licensable activities to terminate at 02:00 on a Sunday preceding a statutory Bank Holiday, Christmas Eve and Boxing Day.

On the occasion of British Summertime an additional hour is requested.

#### **Section 7 of 17**

#### **PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS**

Will the schedule to provide boxing or wrestling entertainments be subject to change if this application to vary is successful?

☐ Yes ☒ No

#### **Section 8 of 17**

#### **PROVISION OF LIVE MUSIC**

Will the schedule to provide live music be subject to change if this application to vary is successful?

☒ Yes ☐ No

#### **Standard Days And Timings**

##### **MONDAY**

Start

End

Start

End

Provide 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

Continued from previous page...

SATURDAY

Start 11:00

End 02:00

Start

End

SUNDAY

Start 11:00

End 01:00

Start

End

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

☒ Indoors

☐ Outdoors

☐ Both

Where taking place in a building or other structure select 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.

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.

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

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

Application is made to enable licensable activities to terminate at 02:00 on a Sunday preceding a statutory Bank Holiday, Christmas Eve and Boxing Day.  
On the occasion of British Summertime an additional hour is requested.

Section 9 of 17

PROVISION OF RECORDED MUSIC

Will the schedule to provide recorded music be subject to change if this application to vary is successful?

☒ Yes

☐ No

Standard Days And Timings

MONDAY

Start 11:00

End 01:00

Start

End

Provide 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 11:00

End 01:00

Start

End

WEDNESDAY

Start 11:00

End 01:00

Start

End

THURSDAY

Start 11:00

End 01:00

Start

End

FRIDAY

Start 11:00

End 02:00

Start

End

SATURDAY

Start 11:00

End 02:00

Start

End

SUNDAY

Start 11:00

End 01:00

Start

End

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

☒ Indoors

☐ Outdoors

☐ Both

Where taking place in a building or other structure select 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.

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.

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

Continued from previous page...

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

Application is made to enable licensable activities to terminate at 02:00 on a Sunday preceding a statutory Bank Holiday, Christmas Eve and Boxing Day.

On the occasion of British Summertime an additional hour is requested.

## Section 10 of 17

### PROVISION OF PERFORMANCES OF DANCE

Will the schedule to provide performances of dance be subject to change if this application to vary is successful?

☒ Yes

☐ No

#### Standard Days And Timings

##### MONDAY

Start

End

Start

End

Provide 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 performance of dance take place indoors or outdoors or both?

☒ Indoors

☐ Outdoors

☐ Both

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

**Continued from previous page...**

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.

State any seasonal variations for the performance of dance.

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

Non-standard timings. Where the premises will be used for the performance of dance at different times from those listed above, list below.

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

Application is made to enable licensable activities to terminate at 02:00 on a Sunday preceding a statutory Bank Holiday, Christmas Eve and Boxing Day.  
On the occasion of British Summertime an additional hour is requested.

#### Section 11 of 17

#### PROVISION OF ANYTHING OF A SIMILAR DESCRIPTION TO LIVE MUSIC, RECORDED MUSIC OR PERFORMANCES OF DANCE

Will the schedule to provide anything similar to live music, recorded music or performances of dance be subject to change if this application to vary is successful?

☐ Yes

☒ No

#### Section 12 of 17

#### PROVISION OF LATE NIGHT REFRESHMENT

Will the schedule to provide late night refreshment be subject to change if this application to vary is successful?

☒ Yes

☐ No

#### Standard Days And Timings

MONDAY

Start

End

Start

End

Provide 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 23:00

End 01:00

Start

End

WEDNESDAY

Start 23:00

End 01:00

Start

End

THURSDAY

Start 23:00

End 01:00

Start

End

FRIDAY

Start 23:00

End 02:00

Start

End

SATURDAY

Start 23:00

End 02:00

Start

End

SUNDAY

Start 23:00

End 01:00

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 select 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.

State any seasonal variations.

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

**Continued from previous page...**

Non standard timings. Where the premises will be used for the provision of late night refreshment at different times from those listed above, list below.

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

Application is made to enable licensable activities to terminate at 02:00 on a Sunday preceding a statutory Bank Holiday, Christmas Eve and Boxing Day.

On the occasion of British Summertime an additional hour is requested.

## Section 13 of 17

### SUPPLY OF ALCOHOL

Will the schedule to supply alcohol be subject to change if this application to vary is successful?

☒ Yes

☐ No

#### Standard Days And Timings

##### MONDAY

Start

End

Start

End

Provide 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

Continued from previous page...

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.

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

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

Application is made to enable licensable activities to terminate at 02:00 on a Sunday preceding a statutory Bank Holiday, Christmas Eve and Boxing Day.  
On the occasion of British Summertime an additional hour is requested.

#### Section 14 of 17

##### 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.

Provide 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.

NONE

#### Section 15 of 17

##### HOURS PREMISES ARE OPEN TO THE PUBLIC

###### Standard Days And Timings

MONDAY

Start

End

Start

End

TUESDAY

Start

End

Start

End

Provide 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...

WEDNESDAY

Start 08:00

End 01:30

Start

End

THURSDAY

Start 08:00

End 01:30

Start

End

FRIDAY

Start 08:00

End 02:30

Start

End

SATURDAY

Start 08:00

End 02:30

Start

End

SUNDAY

Start 08:00

End ~~02:30~~

Start

End

*an ante  
- confirmed  
by e-mail  
12/6/13*  
01.30 X

State any seasonal variations.

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

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

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

Application is made to enable the premises to remain open until 02:30 on a Sunday preceding a statutory Bank Holiday, Christmas Eve and Boxing Day.  
On the occasion of British Summertime an additional hour is requested.

Identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking.

Application is made to remove conditions 12 and 13 of annex 2 as children's entertainment does not take place at the premises and to remove condition 1 of annex 3 for New Years Eve/Day (otherwise it will remain unchanged).

☒ I have enclosed the premises licence

**Continued from previous page...**

☐ I have enclosed the relevant part of the premises licence

Reasons why I have failed to enclose the premises licence or relevant part of premises licence.

## Section 16 of 17

### 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)

If the club wishes members and their guests to be able to consume alcohol on the premises select on, if the club wishes people to be able to purchase alcohol to consume away from the premises select off. If the club wishes people to be able to do both select both.

This application may be amended during the application period to reflect any agreements that may be reached with the responsible authorities and interested parties.

It is not proposed that the premises will be operated in a significantly different way. The additional hours are requested to enable the premises to have flexibility to remain open a little later.

b) The prevention of crime and disorder

The purpose of applying for sale of alcohol earlier is to enable the premises to cater for champagne breakfasts for events such as Chester Races and Weddings.

c) Public safety

d) The prevention of public nuisance

It is proposed that the outside bar shall close at 23:30 given the current Licence condition requiring no consumption of alcohol after 23:30 outside.

Application is however made to enable the outside area to be available for the sale of alcohol and consumption of alcohol until 01:00 on New Years Eve.

e) The protection of children from harm

## Section 17 of 17

### 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.

Variation Fees are determined by the non domestic rateable value of the premises.



**Continued from previous page...**

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](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 your are required to pay a higher fee

Band D - £87001 to £12500	£900.00
Band E - £125001 and over	£1,905.00

If you own a large premise 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 (£)

**ATTACHMENTS****AUTHORITY POSTAL ADDRESS****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.

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

**Continued from previous page...**

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

\* Capacity

Date (dd/mm/yyyy)

Add another signatory

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

1. Save this form to your computer by clicking to file/save as...

2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/cheshire-east/change-1> to upload this file and continue with your application

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

**PART B**  
**Premises Licence Summary**

**Premises Licence Number:**

**PR/0076**

**Premises Details**

Postal address of Premises or, if none, ordnance survey map reference or description:

Legh Arms  
Brook Street

Post Town: Knutsford

Post Code: WA16 8EB

Telephone Number: 01565 633420

Where the Licence is time limited, the dates:

Not applicable

Licensable activities authorised by the Licence:

Live Music  
Recorded Music  
Performance of Dance  
Film Exhibitions  
Sale and supply of alcohol  
Indoor sporting events  
Provision of facilities for making music  
Provision of facilities for dancing  
Late Night Refreshment

The time the Licence authorises the carrying out of licensable activities:

**Live Music**

Monday to Sunday 11.00 to 00.30

**Recorded Music**

Monday to Sunday 11.00 to 00.30

Non-standard timings: when hours for sale of alcohol are extended hereunder then these hours are also extended.

**Performance of Dance**

Monday to Sunday 11.00 to 00.30

Non-standard timings: when hours for sale of alcohol are extended hereunder then these hours are also extended.

**Indoor sporting events**

Monday to Sunday 11.00 to 00.30

Non-standard timings: when hours for sale of alcohol are extended hereunder then these hours are also extended.

**Film Exhibitions**

Monday to Sunday 11.00 to 00.30

Non-standard timings: when hours for sale of alcohol are extended hereunder then these hours are also extended.

**Sale and supply of alcohol**

Monday to Sunday 11.00 to 00.30

New Years Eve: 11.00 to end of permitted hours New Years Day

Non-standard timings: To permit the premises to open for licensable activities to show the broadcast of televised sporting events of national or international interest outside normal operating hours such opening times for this purpose to be confirmed upon 7 days prior notice in writing to the police before the premises intend to open, such notification to include the opening times and the sporting event which is to be shown

**Provision of facilities for making music**

Monday to Sunday 11.00 to 00.30

Non-standard timings: when hours for sale of alcohol are extended hereunder then these hours are also extended

**Provision of facilities for dancing**

Monday to Sunday 11.00 to 00.30

Non-standard timings: when hours for sale of alcohol are extended hereunder then these hours are also extended

**Late Night Refreshment**

Monday to Sunday 23.00 to 00.30

Non-standard timings: when hours for sale of alcohol are extended hereunder then these hours are also extended

The opening hours of the Premises:

Monday to Sunday 11.00 to 01.00

Non-standard timings: The premises will close 30 minutes after the end of the non-standard timings identified in relation to the sale of alcohol above.

Where the Licence authorises supplies of alcohol, whether these are on and/or off supplies:

For consumption either on or off the Premises

Name, (registered) address of holder of Premises Licence:

Marston's Plc  
Marston's House  
Brewery Road  
Wolverhampton  
WV1 4JT

Registered number of holder, for example company number, charity number (where applicable):

00031461

Name of designated Premises Supervisor where the Premises Licence authorises for the supply of alcohol:

Tim Coulston

State whether access to the Premises by children is restricted or prohibited:

Children under the age of 16 shall not be permitted to enter the premises after 9 pm

**Licence Granted: 4<sup>th</sup> March 2013**

Signed by Varessa Selfe  
on behalf of Cheshire East Borough Council

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## **Annex 1 - Mandatory Conditions**

1. No supply of alcohol may be made under this Premises Licence –

- (a) at a time when there is no designated premises supervisor in respect of the Premises Licence, or
- (a) at a time when the designated premises supervisor does not hold a Personal Licence or his Personal Licence is suspended.

2. Every supply of alcohol under this Premises Licence must be made or authorised by a person who holds a Personal Licence.

## **LICENSING ACT 2003 (MANDATORY LICENSING CONDITIONS) ORDER 2010**

### **MANDATORY CONDITIONS**

#### **Condition 1**

(1) The responsible person shall take all reasonable steps to ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.

(2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises in a manner which carries a significant risk of leading or contributing to crime and disorder, prejudice to public safety, public nuisance, or harm to children—

(a) games or other activities which require or encourage, or are designed to require or encourage, individuals to—

(i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or

(ii) drink as much alcohol as possible (whether within a time limit or otherwise);

(b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic (other than any promotion or discount available to an individual in respect of alcohol for consumption at a table meal, as defined in section 159 of the Act);

(c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less;

(d) provision of free or discounted alcohol in relation to the viewing on the premises of a sporting event, where that provision is dependent on—

(i) the outcome of a race, competition or other event or process, or

(ii) the likelihood of anything occurring or not occurring;

(e) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner.

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**Condition 2**

The responsible person shall ensure that no alcohol is dispensed directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).

**Condition 3**

The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.

**Condition 4**

(1) The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol.

(2) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and a holographic mark.

**Condition 5**

The responsible person shall ensure that—

(a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures—

- (i) beer or cider: ½ pint;
  - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
  - (iii) still wine in a glass: 125 ml; and
- (b) customers are made aware of the availability of these measures.

**Annex 2 - Conditions consistent with the Operating Schedule****Prevention of Crime and Disorder**

1. Any person exercising a security activity (as defined by paragraph 2(1)(a) of schedule 2 of the Private Security Industry Act 2001) shall be licensed by the Security Industry Authority.
2. Such a person will be employed at the premises at the discretion of the designated premises supervisor/holder of the Premises Licence.
3. Any person as defined in condition (1) will clearly display his name badge at all times whilst on duty.
4. No customer apparently carrying open bottles upon entry shall be admitted to the premises at any times the premises are open to the public.
5. Where CCTV is installed with recording facilities such recordings shall be retained for a period of 30 days and made available within a reasonable time upon request by the Police.
6. Alcoholic and other drinks may not be removed from the premises in open containers save for consumption in any external area provided for that purpose.

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## **Public Safety**

7. To comply with the reasonable requirements of the fire officer from time to time.
8. To comply with the reasonable requirements of the building control officer.

## **Prevention of Public Nuisance**

9. Where appropriate, prominent, clear and legible notices shall be displayed at all exits requesting the public respect the needs of local residents and to leave the premises and area quietly.
10. Noise or vibration shall not emanate from the premises so as to cause a nuisance to nearby properties.

## **Protection of Children from Harm**

11. Children under the age of 16 shall not be permitted to enter the premises after 9pm.
12. Where there is provided in the Premises an entertainment for children, or an entertainment at which the majority of the persons attending are children, then, if the number of children attending the entertainment exceeds one hundred, it shall be the duty of the person providing the entertainment to station and keep stationed wherever necessary a sufficient number of adult attendants, properly instructed as to their duties, to prevent more children or other persons being admitted to the building, or to any part thereof, than the building or part can properly accommodate, and to control the movement of the children and other persons admitted while entering and leaving the building or any part thereof, and to take all other reasonable precautions for the safety of the children
13. Where the occupier of the Premises permits, for hire or reward, the Premises to be used for the purpose of an entertainment, he shall take all reasonable steps to secure the observance of the provisions of condition 12 above.

## **General – All Licensing Objectives**

14. The Designated Premises Supervisor or a nominated member of staff shall represent the premises at the Knutsford Pub Watch Group.

## **Annex 3 - Conditions attached after a hearing by the Licensing Authority**

1. The outside drinking area shall not be used for the consumption of alcohol after 23.30

## **Annex 4 - Plans**

Attached



NOTES:  
This drawing is a preliminary sketch for the proposed site.  
It is not intended to be used for construction purposes.  
It is not intended to be used for planning purposes.  
It is not intended to be used for any other purpose.  
It is not intended to be used for any other purpose.

REVISED

DAT

PROPOSED SITE LAYOUT PLAN

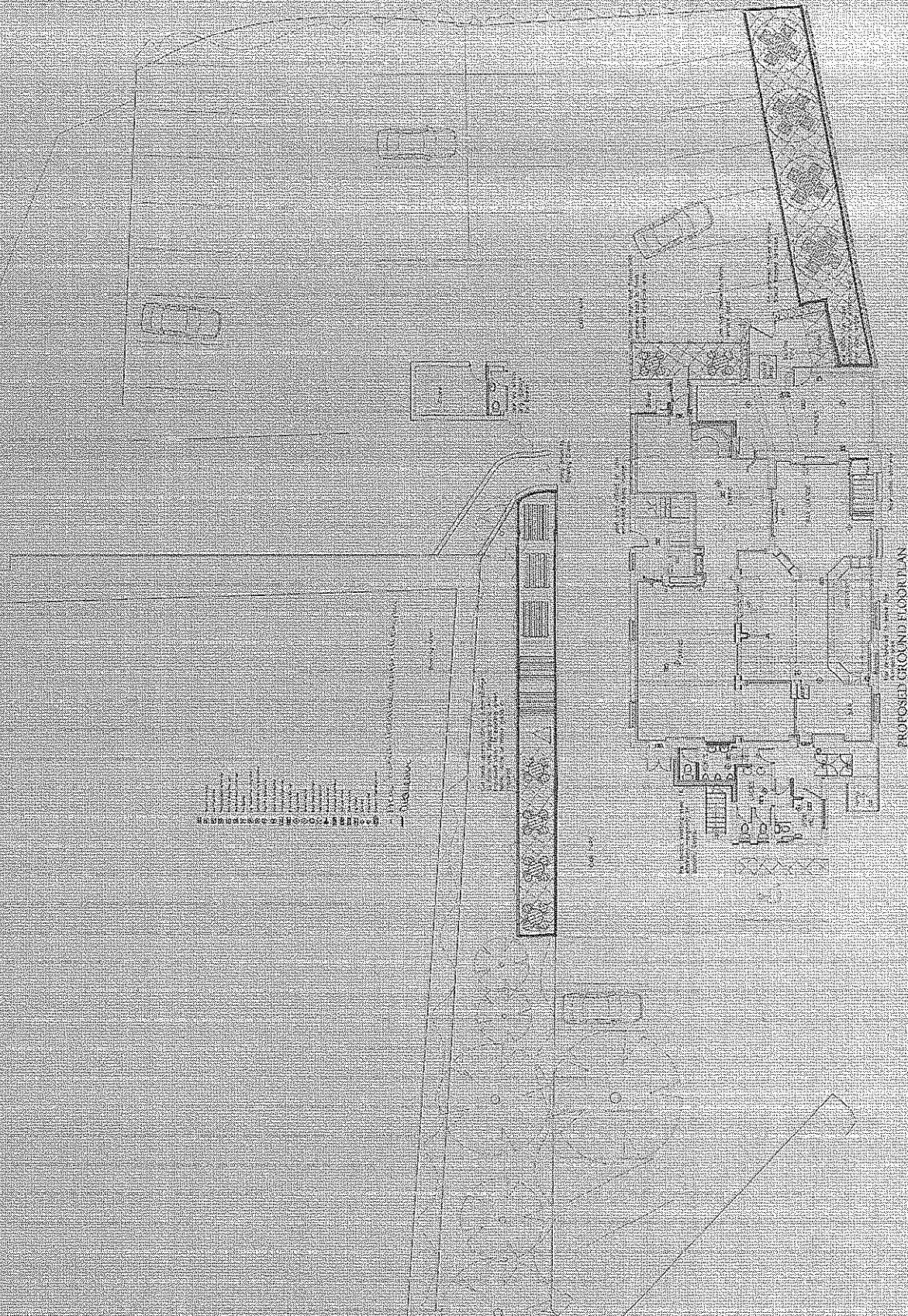
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2. Road Street, Kitchener  
3. Chertsey, WA 10 8EP  
4. M10000

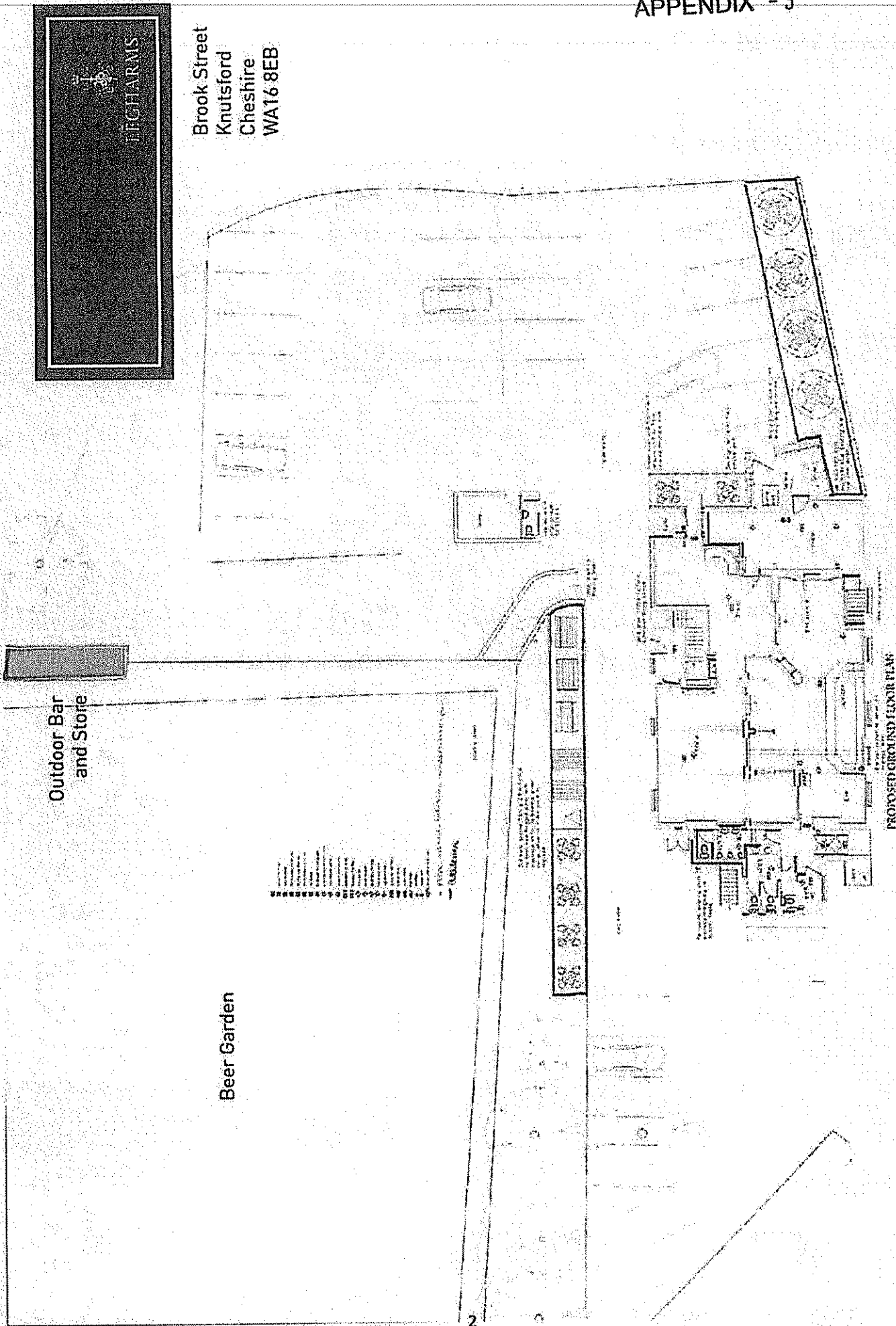
DATE: 11/05  
BY: 11/05  
11/05

**Immd**  
and Associates Ltd

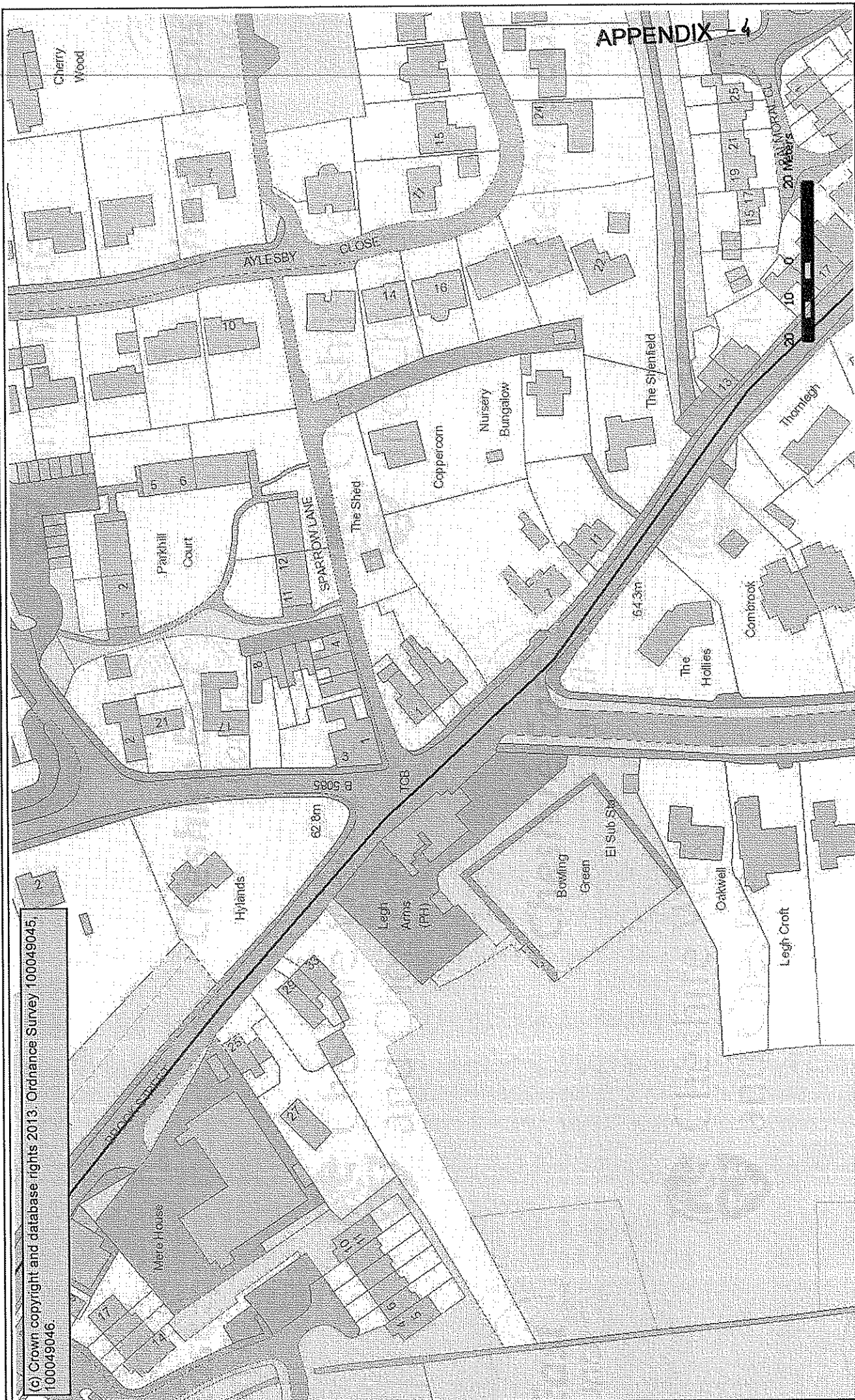
1. Senior Court, Warriston Wls  
2. Ch Haddington Road  
3. Burslem, Laneside  
4. B11 2H1

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The Licensing Section  
Cheshire East Council  
Macclesfield Town Hall  
Market Place  
Macclesfield  
Cheshire  
SK10 1DS

RECEIVED  
27 JUN 2013

24 June 2013

Dear Sirs

**Amendment to license of Legh Arms, Knutsford**

We understand that an application has been submitted to amend the license for the Legh Arms public house on Brook Street, Knutsford. A notice is posted on the building, though we note that there is no reference to this in the Premises License Applications section of the Cheshire East website.

We live opposite the Legh Arms and object to the proposed amendments.

We are disrupted on occasion by patrons leaving the Legh Arms who can be noisy. In addition, if the Legh Arms has live music, this can be clearly heard in our home, particularly if they leave their windows/door open. We are concerned that if the license were extended further that this nuisance would be far greater.

The Legh Arms is situated in a residential area, rather than the town centre near other non-residential buildings. Our children's bedrooms are situated at the front of our home, and face the Legh Arms. We feel that allowing the extension of the license will disturb many local residents, including us.

We have in the past received marketing literature from the current owners of the Legh Arms. Among other things it said they want "locals to feel ... valued". In the circumstances we feel this should include considering the impact the pub has on local residents.

We would ask that these points and the impact on local residents are taken into account when considering the application made by the Legh Arms.

Yours

Your Ref:

Our Ref: AX/KH/Legh Arms

Date: 02 July 2013

# Flint Bishop

SOLICITORS

CONTACT  
KAREN HUGHESFAX NUMBER  
01332 207 601DIRECT DIAL  
01332 226151

02 July 2013

## Variation of Premises Licence Legh Arms, Knutsford

Your correspondence dated 24 June 2013 has been forwarded by the Licensing Authority. I act for the Legh Arms and have referred your concerns on to the premises. My clients take the concerns of their neighbours very seriously and would wish to have an opportunity to provide you with assurances that their proposals will not have an impact on the Licensing objective to prevent public nuisance. Given that you live in close proximity to these premises we would be most grateful to have the opportunity of discussing your concerns with you and with this in mind, I am enquiring as to whether you would be prepared to meet with us at the premises to discuss the proposals and hopefully a way forward. I note that you have concerns currently with regard to noise emanating from these premises and would hope to be able to reach agreement with yourselves with regard to conditions being placed on the Premises Licence with regard to ensuring that noise does not emanate from the premises so as to cause you any further nuisance.

Should you feel able to meet and discuss this matter I would be most grateful if you could contact us to enable us to make the necessary arrangements.

Yours sincerely

Karen Hughes  
Solicitor

For and on behalf of Flint Bishop LLP



Certificate No. F05517727



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Your Ref:

Our Ref: AX/KH/Legh Arms

flintbishop.co.uk

# Flint Bishop

SOLICITORS

CONTACT  
KAREN HUGHESFAX NUMBER  
0870 191 8678DIRECT DIAL  
01332 226151

10 July 2013

## Variation of Premises Licence Legh Arms, Knutsford

I understand your meeting took place on Monday evening with Mr Coulston from the Legh Arms. He has advised that your main concern relates to the live music provision being extended on this Licence. Mr Coulston understands your concerns and is more than happy to remove any extension to the current provision for live music at his premises.

In addition to the current conditions which already require that noise or vibration shall not emanate from the premises so as to cause a nuisance to nearby properties, he would also volunteer a condition whereby during noise generating events, doors and windows shall remain closed save for access and egress after 21:00.

If there are any other issues which you would wish to see addressed, I would be most grateful if you could contact me.

Moving forward should any issues arise I am sure Mr Coulston would be more than happy to meet with you further and ensure that he retains a positive relationship with his neighbours.

Should you be agreeable to the above, I would be most grateful if you could notify the Licensing Authority and I will amend our application accordingly.

Should you have any queries with regard to the above, again please do not hesitate to contact me.

Yours sincerely



**Karen Hughes**  
Solicitor

For and on behalf of Flint Bishop LLP



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[www.flintbishop.co.uk](http://www.flintbishop.co.uk)

**From:**  
**Sent:** 10 July 2013 20:16  
**To:** [timcoulston](#)  
**Cc:** [karen.hughes](#); SELFE, Vanessa  
**Subject:** Legh Arms, Knutsford

Tim,

Thank you for meeting with me on Monday, and for providing a copy of the Licencing Application, which you say is to amend a long outdated licence. As I explained, I had not seen the formal application previously therefore didnt know the full extent of the proposed changes.

I hope you dont mind my response by email but I wanted to set out our suggested alterations to the application so that you can consider this. I had begun to prepare this prior to receipt of the letter from your solicitors.

I acknowledge the changes you wish to make and the suggestion that there was no real plan to do anything differently during evenings. I am however mindful of how any change might impact us, and further that if the pub were to change hands in the future that the new tenant may wish to abuse the longer opening hours. You will be aware we have had problems with noise due to patrons leaving the premises in the past. I am keen to resolve this amicably and with this in mind suggest the following (with reference to the application filed):

**Sections 1-4:**  
no changes required

**Section 5 - Films:**  
Provision of films may have a different meaning in the licencing world but I wasnt aware that any films were shown, hence why is there any need to change this? We would be willing to agree to an end time of 00:00 (midnight) every day. Similarly, I see no reason to extend hours in relation to Bank Holidays, Christmas etc. I did not understand the basis of seeking an additional hour in relation to British Summertime as I thought such changes took effect at 02:00 and would therefore be after your licenced hours anyway, but for the avoidance of doubt, this isnt agreed.

**Section 6 - Sport:**  
I know you have sought to avoid showing some sporting events, particularly football. In the circumstances, and as above, I dont see the need to extend this past 00:00 midnight. I make the same points as above regarding Bank Holidays, Christmas and British Summertime.

**Section 7 - Boxing:**  
no changes required

**Section 8 - Live Music:**  
This was the key issue we had due to previous noise/disruption. I note you have suggested limiting this to 00:00 midnight as an end time every day, including Bank Holidays, Christmas and British Summertime. I agree to your suggestion. Further, I note that you agree that when live music is being played that all doors and windows should be closed.

**Section 9 - Recorded Music:**

I would like to be clear that this relates to incidental music rather than a DJ playing recorded music. I think it is reasonable to have incidental music during normal opening hours therefore see section 15 below. Please note this is not an agreement for disco/DJ as I consider that should follow the same lines as live music (section 8 above).

**Section 10 - Dance:**

Firstly I assume there is an error on the application as an end time of 02:00 is specified for Sunday, which is not in line with other parts of the application. In any event if this is a "performance of dance" I again think this should follow the timings suggested for live music, as it is likely to be accompanied by music and is a live act. On that basis, I don't see the need to extend this past 00:00 midnight. I make the same points as above regarding Bank Holidays, Christmas and British Summertime.

**Section 11:**

no changes required

**Section 12 - Late night refreshment:**

Extension agreed in principle but with the end time to follow that of supply of alcohol (see below). We would propose an end time of 00:30 for Monday to Sunday, and 01:00 on Friday and Saturday.

**Section 13 - Supply of alcohol:**

There is an error on the application in relation to Saturdays as two end times are proposed, I assume you were seeking 02:00. We have no objection to the start time of 08:00. The end time may however affect us if patrons are leaving the pub later as they can sometimes be noisy. We would propose an end time of 00:30 for Monday to Sunday, and 01:00 on Friday and Saturday. We agree to allow an extension to 01:00 on Christmas Eve, Boxing Day, the eve of Bank Holidays, but no amendment in relation to British Summertime.

**Section 14:**

no changes required

**Section 15 - Opening hours:**

Following the above points, we would agree opening at 08:00 but an end time of 01:00 Monday to Sunday, and 01:30 on Friday and Saturday. We agree to allow the extension to 01:30 on Christmas Eve, Boxing Day, the eve of Bank Holidays, but no amendment in relation to British Summertime.

**Section 16 - objectives:**

Reference should be made to the need to have doors and windows closed during live performances, and for staff to ensure/police that patrons leave the premises in an orderly fashion, as we discussed when we met recently.

I hope that this compromise is acceptable, though I would be willing to discuss further if you wish.

In view of the short timescales involved, I have copied this to the council and your solicitors.

Kind regards,