

# **CHESHIRE EAST COUNCIL**

Minutes of a meeting of the **Licensing Act Sub-Committee**  
held on Thursday, 4th July, 2013 at The Tatton Room - Town Hall,  
Macclesfield SK10 1EA

## **PRESENT**

Councillor P Whiteley (Chairman)

Councillors Rhoda Bailey and L Smetham

## **OFFICERS IN ATTENDANCE**

Sarah Baxter, Democratic Services Officer  
Nikki Cadman, Licensing Officer  
Fiona Crane, Lawyer  
Kim Evans, Licensing Team Leader  
Jim Hopper, Licensing Officer  
Julie Zientek, Democratic Services Officer

## **5 APPOINTMENT OF CHAIRMAN**

RESOLVED – That Councillor P Whiteley be appointed Chairman.

## **6 DECLARATIONS OF INTEREST**

With regard to the item in respect of the Wilbraham Arms, Julie Zientek, Democratic Services Officer, declared that she knew one of the objectors.

## **7 APPLICATION TO VARY A PREMISES LICENCE - WILBRAHAM ARMS, WELSH ROW, NANTWICH**

Note: Having declared that she knew one of the objectors, Julie Zientek, Democratic Services Officer, withdrew from the meeting during consideration of this item and Sarah Baxter, Democratic Services Officer, took her place.

The Sub-Committee considered a report regarding an application to vary the Premises Licence for the Wilbraham Arms, 58 Welsh Row, Nantwich.

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

- two representatives of the applicant
- a solicitor representing the applicant
- local residents
- Councillor A Moran, Ward Councillor

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 variation be granted as follows:

- Sale and Supply of Alcohol  
Sunday to Wednesday 10:00 to 23.30  
Thursday to Saturday 10:00 to midnight
- Late Night Refreshment  
Sunday to Wednesday 23:00 to midnight  
Thursday to Saturday 23:00 to 00.30
- Opening Hours of the Premises  
Sunday to Wednesday 10:00 to midnight  
Thursday to Saturday 10:00 to 00.30
- All regulated entertainment to be removed from the Premises Licence
- Condition 4 of Annex 2 of the existing Premises Licence to be deleted, so that children under the age of 16 are permitted on the premises after 20.00

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

## **8 APPLICATION TO VARY A PREMISES LICENCE - RIFLEMANS ARMS, MOOR LANE, WILMSLOW**

The Sub-Committee considered a report regarding an application to vary the Premises Licence for the Riflemans Arms, 113 Moor Lane, Wilmslow.

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

- three representatives of the applicant
- a legal representative on behalf of the applicant
- a supporter of the applicant

- a local resident
- a representative of the Environmental Health Service

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

- (a) That the application for a variation to the Premises Licence, as amended by the applicant, be granted as follows:
  - Sale and Supply of Alcohol (for consumption both on and off the premises)  
Sunday to Thursday 11:00 to 23.30  
Friday and Saturday 11:00 to 00.30  
  
Non Standard timings: to permit the sale of alcohol and such regulated entertainment as authorised hereunder until 01:00 on Sunday and Monday at Bank Holiday Weekends and Christmas Eve and Boxing Day
  - All existing Regulated Entertainment  
Sunday to Thursday 11:00 to 23.30  
Friday and Saturday 11:00 to 00.30
  - Late Night Refreshment  
Sunday to Thursday 23:00 to 23.30  
Friday and Saturday 23:00 to 00.30
- (b) That the opening hours be amended as follows to ensure the orderly dispersal of patrons to promote the licensing objectives:
  - Opening Hours of the Premises  
Sunday to Thursday 11:00 to midnight  
Friday and Saturday 11:00 to 01:00
- (c) That the following conditions, volunteered by the Applicant, be attached to the premises Licence:

1. That the access to the beer garden cease at 23.00
2. Regular monitoring of the noise levels to be agreed between the Licensee and the Environmental Health Department

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

## **9 APPLICATION FOR A BETTING PREMISES AT WILLIAM HILL, HIGH STREET, SANDBACH**

The Sub-Committee considered a report regarding an application by William Hill Organisation for a Betting Premises Licence at William Hill, 19/21 High Street Sandbach.

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

- a representative of the applicant
- a solicitor representing the applicant

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 Gambling Commission's Guidance to Licensing Authorities (September 2012)
- Cheshire East Borough Council's Statement of Gambling Principles
- The licensing objectives
- 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 Betting Premises Licence be granted, subject to the Mandatory Conditions.

It was noted that parties who had made relevant representations would be reminded of the right to appeal the decision to the Magistrates Court within 21 days.

The meeting commenced at 10.00 am and concluded at 5.15 pm

Councillor P Whiteley (Chairman)