

CHESHIRE EAST COUNCIL

Minutes of a meeting of the **Licensing Act Sub-Committee**
held on Tuesday, 18th March, 2014 at East Committee Room - Municipal
Buildings, Earle Street, Crewe, CW1 2BJ

PRESENT

Councillor P Whiteley (Chairman)

Councillors A Harewood and D Mahon

OFFICERS IN ATTENDANCE

Nikki Cadman, Licensing Officer

Fiona Crane, Lawyer

Sheela Dutton, Lawyer (Observer)

Kim Evans, Licensing Team Leader

Aoife Ryan, Solicitor (Observer)

Julie Zientek, Democratic Services Officer

43 APPOINTMENT OF CHAIRMAN

RESOLVED – That Councillor P Whiteley be appointed Chairman.

44 DECLARATIONS OF INTEREST

There were no declarations of interest.

45 APPLICATION TO VARY A PREMISES LICENCE AT THE SHAKESPEARE, 35 BEAM STREET, NANTWICH, CW5 5NA

The Sub-Committee considered a report regarding an application to vary the Premises Licence for The Shakespeare, 35 Beam Street, Nantwich, Cheshire CW5 5NA.

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

- a representative of the applicant
- a legal representative on behalf of the applicant
- local residents

It was noted that the majority of the proposed structural alterations to the layout of the premises had been removed from the application.

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.
- (b) That the following additional conditions be attached to the premises Licence:
 1. That no alcohol in open containers be taken outside the premises except in the beer garden
 2. Lights shall be shielded so that they do not cause a nuisance to nearby residents, to the satisfaction of the Environmental Health Department.
 3. Additional wording to Condition 4 in Annex 2 to the existing licence: after the word "constable" add "and authorised officers of the local authority"

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.

46 APPLICATION FOR A PREMISES LICENCE AT A & K E-SHOPS LTD, 117A WEST STREET, CREWE, CW1 3HH

The Sub-Committee considered a report regarding an application for a Premises Licence for A & K E-Shops Ltd, 117a West Street, Crewe, CW1 3HH.

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

- three representatives of the applicant
- Councillor I Faseyi, Ward Councillor
- a representative of Cheshire Police

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 refused.

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.

The meeting commenced at 1.30 pm and concluded at 4.55 pm

Councillor P Whiteley (Chairman)